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Rules of Governmental Agencies

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INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1989

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 20, 1988	Dec. 27, 1988	1	Jan. 6, 1989	June 27, 1989	July 3, 1989 (Mon.)	28	July 14, 1989
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June 20, 1989	June 27, 1989	27	July 7, 1989	Dec. 26, 1989	Jan. 2, 1990	2	Jan. 12, 1990

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Standards of Service for Electric Utilities
- 2) Code Citation: 83 Ill. Adm. Code 410
- 3) Section Numbers: Proposed Action:
410.360 Amendment
- 4) Statutory Authority: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).
- 5) A Complete Description of the Subjects and Issues Involved: 83 Ill. Adm. Code 410, "Standards of Service for Electric Utilities," contains the Commission's rules for the information that must be provided to electric utility customers on bills. Section 410.360 specifies the information that must be provided to low-income customers participating in the Illinois Residential Affordable Payment Program ("IRAPP"). Through the operation of Section 4.1(3) of the Energy Assistance Act, added by the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989), no assistance shall be provided pursuant to the Energy Assistance Act after October 31, 1989. Under the Act, a new energy assistance program administered by the Department of Commerce and Community Affairs ("Department") is to be in operation by November 1, 1989. The Department's program has two classes of participants, the AFDC participants and the Block Grant participants (the current IRAPP participants). This division corresponds to the requirements of Section 6 of the Act.

With the creation of the new program, it is necessary to amend Section 410.360 to reflect the new information which must be given in the bills issued to the participants in the Department's program.

- 6) Will this proposed amendment replace an emergency amendment currently in effect? Yes.
- 7) Does this rulemaking contain an automatic repeal date? No.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives? This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.
- 12) Initial Regulatory Flexibility Analysis:

A) Date amendment was submitted to Business Assistance Office of the Department of Commerce and Community Affairs: October 5, 1989

B) Types of small businesses affected: This proposed amendment will affect those utilities that are also small businesses as defined in the Illinois Administrative Procedure Act.

C) Reporting, bookkeeping or other procedures required for compliance: Filing procedures

D) Types of professional skills necessary for compliance: Managerial skills

The full text of Proposed Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION
NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER C: ELECTRIC UTILITIES
PART 410
STANDARDS OF SERVICE FOR ELECTRIC UTILITIES

SUBPART A: GENERAL

Section	
410.10	Authorization
410.20	Application
410.30	Exemptions or Deviations in Particular Cases
410.40	Saving Clause

SUBPART B: STANDARDS OF SERVICE

Section	
410.110	Records and Reports
410.120	Meter Records
410.130	Customer Meter Test Records
410.140	Station Records
410.150	Complaints
410.160	Interruptions of Service
410.170	Location of Meters
410.175	Separate Metering
410.180	Testing Facilities and Equipment
410.190	Customer Meter Test Loads
410.200	Customer Watthour Meter Accuracy Requirements
410.210	Customer Demand Meter Accuracy Requirements
410.220	Initial Tests
410.230	Periodic Test of Customer Meters
410.240	Meter Tests Requested by Customer
410.250	Commission Referee Tests
410.260	Adjustments of Bills for Meter Error
410.270	Installation Inspections
410.280	Voltage Regulation
410.290	Voltage Surveys
410.300	Standard Frequency
410.310	Grounding of Secondaries
410.320	Service Drops
410.330	Extension of Lines in Urban Area
410.340	Extension of Lines in Rural Areas
410.350	Information to Customers
410.360	Information to <u>IRAPP</u> Customers

AUTHORITY: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).

ILLINOIS COMMERCE COMMISSION
NOTICE OF PROPOSED AMENDMENT

SOURCE: Effective August 1, 1948; amended at 5 Ill. Reg. 6805, effective June 12, 1981; codified at 8 Ill. Reg. 12183, amended at 10 Ill. Reg. 148, effective December 23, 1985; amended at 11 Ill. Reg. 8964, effective May 1, 1987; emergency amendment at 11 Ill. Reg. , effective October 10, 1989, for a maximum of 150 days; amended at 11 Ill. Reg. , effective

NOTE: Statutory language is denoted by italics or capital letters.

Section 410.360 Information to IRAPP REAPP Customers
EMERGENCY

- a) In accordance with 83 47 Ill. Adm. Code 281 100, "Energy-Assistance State Administration of the Federal Low-Income Home Energy Assistance Block Grant Program," bills rendered periodically for metered service to those customers who are participants in the IRAPP Residential Affordable-Payment-Program Residential Energy Assistance Partnership Program (IRAPP "REAPP" or "Program") shall contain information in addition to that already set forth in Section 410.350. Definitions for the terms used in the remainder of this Section are found in 83 47 Ill. Adm. Code 281-15 100. The following additional information shall clearly be shown:

- 1) The total amount that a customer must pay to remain a participant in IRAPP and those portions that make it up; For those customers participating under 47 Ill. Adm. Code 100.113(a)(2), the following additional information shall clearly be shown listed vertically for easy readability:
- A) The payment amount for the primary source of heat and secondary utility service calculated at 12% of a customer's household's income where the utility provides both services; the payment amount for the primary source of heat calculated at 8% of a customer's household's income where the utility provides only the primary source of heat; or the payment amount for secondary utility service calculated at 4% of a customer's household's income where the utility provides only secondary service;

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- B) During the heating season, December 1 through April 30, the following statement must appear on the bills of all IRAPP customers:

In the months of December through April, you must pay your IRAPP amount."

During the non-heating season, May 1 through November 30 October 31, the following statement must appear on the bills of all IRAPP customers:

"In the months of May through November October, you must pay whichever is higher - your IRAPP REAPP amount or the current utility charges."

- C) The deposit installment due in cases where a utility requires a deposit;

1) In cases where the requirement for the deposit installment due would place an undue burden (See Section 410.350(a)(2)(B)) upon the utility, the following statement must appear on the regular bills of all IRAPP customers:

"You may receive a bill requesting a deposit that you owe. As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

2) In addition to the preceding statement on all regular bills of IRAPP customers, the following statement must appear on the deposit bills of all IRAPP customers:

As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

- D) The customer's required payment toward any outstanding pre-program arrears;

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- E) For bills issued on or after November 1, 1991, the current payment due for above average use;
- EF) The unpaid previous balance (the amounts that was due as a program obligation outlined above in subsections (a)(1)(A)-(E) that were due and not paid) and;
- EG) The total amount due to stay on the program;
- H) The current month's REAPP shortfall reflected as either a credit to the customer's account or a credit to the State of Illinois;
- I) The pre-program arrears credit paid by the State of Illinois (this amount shall be reflected only on the bill corresponding to the month in which credit is received) and;
- J) The current arrearage balance to date.
- 2) Upon receipt by the utility of any Illinois Home Energy Assistance Program ("HEAP") grant for a customer, the total dollar amount of the HEAP grant received, and a statement that this amount has been applied to his shortfall and/or arrearages;
- 3) The total amount that a customer owes but does not have to pay to remain a participant in IRAPP and those portions that make it up, listed vertically for easy readability;
- A) above average energy use information, which consists of the above average energy use balance brought forward, the current payment due for above average energy use, and the total payment due for above average energy use;
- B) the deferred payment arrangement installment which is based on arrearages prior to becoming a participant on the program, and
- e) the arrearage balance to date;

NOTICE OF PROPOSED AMENDMENT

4) ~~Shortfall-information, which consists of:~~

- A) ~~the shortfall-balance-brought-forward;~~
- B) ~~the current-shortfall-amount; and~~
- C) ~~the shortfall-balance-to-date.~~

2) For those customers participating under 47 Ill. Adm. Code 100.111(a)(2), the following additional information shall clearly be shown listed vertically for easy readability:

- A) The amount of the current month's REAPP benefit applied;
- B) The deposit installment due in cases where a utility requires a deposit;
- C) The customer's required payment toward any outstanding pre-program arrears;
- D) The unpaid previous balance (REAPP amounts that were due and not paid);
- E) The total amount due to stay on the program;
- F) The pre-program arrears credit paid by the State of Illinois (the amount shall be reflected only on the bill corresponding to the month in which credit is received) and;
- G) The current arrearage balance to date.

b) All utilities shall file with the Commission a proposed tariff under Section 9-201 of The Public Utilities Act which contains a bill form complying with the requirements of subsection (a) ~~by July 1, 1987, to be used in the billing cycle one month after approval within 30 days after the effective date of this amendment.~~

c) In cases where the requirements of this Section would place an undue burden upon small utilities, "small" being defined as those utilities serving 15,000 or fewer customers in the State of Illinois, a utility may file with the Commission, in accordance with 83 Ill. Adm. Code 200, a petition for approval of an

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

alternative proposed form of billing. In deciding whether to approve an alternative form of billing, the Commission will weigh the cost of adding the information against the small utility's operating budget. In the event that the utility serves more than half of its customers in another state, the alternative proposed form of billing may take the form of the bill used in the other state, provided that this bill contains substantially the same information required in subsection (a). Otherwise, this proposed form of billing shall include such information set forth in subsection (a) as can reasonably be placed on such a bill. In determining what information can reasonably be placed on such a bill, the Commission shall consider:

- 1) The benefit to customers of including various types of information, and
- 2) The cost of providing these types of information to customers.

(Source: Amended at Ill. Reg. , effective)

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Standards of Service for Gas Utilities
- 2) Code Citation: 83 Ill. Adm. Code 500
- 3) Section Numbers: Proposed Action:
510.335 Amendment
- 4) Statutory Authority: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).
- 5) A Complete Description of the Subjects and Issues Involved: 83 Ill. Adm. Code 500, "Standards of Service for Gas Utilities," contains the Commission's rules for the information that must be provided to electric utility customers on bills. Section 500.355 specifies the information that must be provided to low-income customers participating in the Illinois Residential Affordable Payment Program ("IRAPP"). Through the operation of Section 4.1(3) of the Energy Assistance Act, added by the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989), no assistance shall be provided pursuant to the Energy Assistance Act after October 31, 1989. Under the Act, a new energy assistance program administered by the Department of Commerce and Community Affairs ("Department") is to be in operation by November 1, 1989. The Department's program has two classes of participants, the AFDC participants and the Block Grant participants (the current IRAPP participants). This division corresponds to the requirements of Section 6 of the Act.

With the creation of the new program, it is necessary to amend Section 500.335 to reflect the new information which must be given in the bills issued to the participants in the Department's program.

- 6) Will this proposed amendment replace an emergency amendment currently in effect? Yes.
- 7) Does this rulemaking contain an automatic repeal date?
No.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives? This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:
Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Date amendment was submitted to Business Assistance Office of the Department of Commerce and Community Affairs: October 5, 1989

B) Types of small businesses affected: This proposed amendment will affect those utilities that are also small businesses as defined in the Illinois Administrative Procedure Act.

C) Reporting, bookkeeping or other procedures required for compliance: Filing procedures

D) Types of professional skills necessary for compliance: Managerial skills

The full text of Proposed Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER d: GAS UTILITIES

PART 500
STANDARDS OF SERVICE FOR GAS UTILITIES

SUBPART A: PRELIMINARY

Section	Authorization
500.10	Applications
500.20	Exemptions or Deviations in Particular Cases
500.30	Saving Clause
500.40	

SUBPART B: STANDARDS OF SERVICE

Section	Records and Reports
500.110	Customer Meter History Records
500.120	Customer Meter Test Records
500.130	Plant Records
500.140	Complaints
500.150	Interruptions of Service
500.160	Location of Service Meters
500.170	Testing Facilities and Equipment
500.180	Customer Meter Accuracy Requirements
500.190	Customer Meter Test Loads
500.200	Periodic Tests of Customer Meters
500.210	Sample Testing of Meters
500.215	Meter Tests Requested by Customers
500.220	Commission Referee Tests
500.230	Adjustment of Bills for Meter Error
500.240	Installation Inspection
500.250	Pressure Regulation
500.260	Pressure Surveys
500.270	Heating Value and Calorimeter Equipment
500.280	Purity of Gas
500.290	Odorization of Gas
500.300	Extension of Distribution Mains in Urban Areas
500.310	Extension of Distribution Mains in Rural Areas
500.320	Information to Customers
500.330	Information to <u>IRAPP REAPP</u> Customers
500.335	Maintenance and Replacement of Service Pipes
500.340	

AUTHORITY: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

SOURCE: Filed and effective August 1, 1965; codified at 8 Ill. Reg. 7606; amended at 8 Ill. Reg. 14960, effective September 1, 1984; amended at 10 Ill. Reg. 154, effective December 23, 1985; amended at 11 Ill. Reg. 8976, effective May 1, 1987; emergency amendment at Ill. Reg. , effective October 10, 1989, for a maximum of 150 days; amended at Ill. Reg. , effective

NOTE: Statutory language is denoted by italics or capital letters.

Section 500.335 Information to IRAPP REAPP Customers

- a) In accordance with 83 47 Ill. Adm. Code 281 100, "Energy-Assistance," "State Administration of the Federal Low-Income Home Energy Assistance Block Grant Program," bills rendered periodically for metered service to those customers who are participants in the Illinois-Residential-Affordable-Payment-Program Residential Energy Assistance Partnership Program ("IRAPP" "REAPP" or "Program") shall contain information in addition to that already set forth in Section 500.330. Definitions for the terms used in the remainder of this Section are found in 83 47 Ill. Adm. Code 281-15 100. ~~The following additional information shall clearly be shown:~~

- 1) ~~The total amount that a customer must pay to remain a participant in IRAPP and those portions that make it up for those customers participating under 47 Ill. Adm. Code 100.113(a)(2), the following additional information shall clearly be shown listed vertically for easy readability:~~

- A) The payment amount for the primary source of heat and secondary utility service calculated at 12% of a customer's household's income where the utility provides both services; the payment amount for the primary source of heat calculated at 8% of a customer's household's income where the utility provides only the primary source of heat; or the payment amount for secondary utility service calculated at 4% of a customer's household's income where the utility provides only secondary utility service;

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- B) Buring the heating season, December 1 through April 30, the following statement must appear on the bills of all IRAPP customers:

"In the months of December through April, you must pay your IRAPP amount."

During the non-heating season, May 1 through November 30 October 31, the following statement must appear on the bills of all IRAPP customers:

"In the months of May through November October, you must pay whichever is higher - your IRAPP REAPP amount or the current utility charges."

- C) The deposit installment due in cases where a utility requires a deposit;

i) In cases where the requirement for the deposit installment due would place an undue burden (See Section 500.330 (a)(2)(B)) upon the utility, the following statement must appear on the regular bills of all IRAPP customers:

"You may receive a bill requesting a deposit that you owe. As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

ii) In addition to the preceding statement on all regular bills of IRAPP customers, the following statement must appear on the deposit bills of all IRAPP customers:

"As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

- D) The customer's required payment toward any outstanding pre-program arrears;

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- E) For bills issued on or after November 1, 1991, the current payment due for above average use;
- BE) The unpaid previous balance (the amounts that was due as a program obligation outlined above in subsections (a)(1)(A)-(E) that were due and not paid); and
- EG) The total amount due to stay on the program;
- H) The current month's REAPP shortfall reflected as either a credit to the customer's account or a credit to the State of Illinois;
- I) The pre-program arrears credit paid by the State of Illinois (this amount shall be reflected only on the bill corresponding to the month in which credit is received) and;
- J) The current arrearage balance to date.
- a) Upon receipt by the utility of any Illinois Home Energy Assistance Program (IHAP) grant for a customer, the total dollar amount of the IHAP grant received, and a statement that this amount has been applied to his shortfall and/or arrearages;
- a) The total amount that a customer owes but does not have to pay to remain a participant in IRAPP and those portions that make it up, listed vertically for easy readability;
- A) Above average energy use information, which consists of the above average energy use balance brought forward, the current payment due for above average energy use, and the total payment due for above average energy use;
- B) The deferred payment arrangement installment which is based on arrearages prior to becoming a participant on the program; and
- e) the arrearage balance to date;

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4) ~~Shortfall information, which consists of:~~

- A) ~~the shortfall-balance-brought-forward;~~
- B) ~~the current-shortfall-amount; and~~
- C) ~~the shortfall-balance-to-date.~~

2) ~~For those customers participating under 47 Ill. Adm. Code 100.111(a)(2), the following additional information shall clearly be shown listed vertically for easy readability:~~

- A) ~~The amount of the current month's REAPP benefit applied;~~
- B) ~~The deposit installment due in cases where a utility requires a deposit;~~
- C) ~~The customer's required payment toward any outstanding pre-program arrears;~~
- D) ~~The unpaid previous balance (REAPP amounts that were due and not paid);~~
- E) ~~The total amount due to stay on the program;~~
- F) ~~The pre-program arrears credit paid by the State of Illinois (the amount shall be reflected only on the bill corresponding to the month in which credit is received) and;~~
- G) ~~The current arrearage balance to date.~~

b) All utilities shall file with the Commission a proposed tariff under Section 9-201 of The Public Utilities Act which contains a bill form complying with the requirements of subsection (a) ~~by July 17, 1987, to be used in the billing cycle one-month-after-approval within 30 days after the effective date of this amendment.~~

c) In cases where the requirements of this Section would place an undue burden upon small utilities, "small" being defined as those utilities serving 15,000 or fewer customers in the State of Illinois, a utility may file with the Commission, in accordance with 83 Ill. Adm. Code 200, a petition for approval of an

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alternative proposed form of billing. In deciding whether to approve an alternative form of billing, the Commission will weigh the cost of adding the information against the small utility's operating budget. In the event that the utility serves more than half of its customers in another state, the alternative proposed form of billing may take the form of the bill used in the other state, provided that this bill contains substantially the same information required in subsection (a). Otherwise, this proposed form of billing shall include such information set forth in subsection (a) as can reasonably be placed on such a bill. In determining what information can reasonably be placed on such a bill, the Commission shall consider:

- 1) The benefit to customers of including various types of information, and
- 2) The cost of providing these types of information to customers.

(Source: Amended at Ill. Reg. , effective)

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

1) Heading of the Part: Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Laboratory, Research and Instructional Area Renovation

2) Code Citation: 23 Ill. Adm. Code 1037

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1037.10	New Section
1037.20	New Section
1037.30	New Section
1037.40	New Section
1037.50	New Section
1037.60	New Section
1037.70	New Section

4) Statutory Authority: Ill Rev. Stat. 1987, ch. 144, pars. 1333 et seq.

5) A Complete Description of the Subjects and Issues Involved: The purpose of this Part is to provide for the distribution of capital improvement grants to nonpublic Illinois institutions of higher learning for the purposes of laboratory, research and instructional area renovation.

6) Will this proposed rule replace an emergency rule currently in effect?
No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed rule contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments will be accepted up to 45 days from the date of publication of this notice and should be addressed to:

Carolyn Lorton
Illinois Board of Higher Education
500 Reisch Building
4 West Old Capitol Square
Springfield, Illinois 62701

ILLINOIS REGISTER
BOARD OF HIGHER EDUCATION
NOTICE OF PROPOSED RULES

12) Initial Regulatory Flexibility Analysis: Small colleges and/or universities that participate in the grant program could be considered small businesses. The proposed rules contain eligibility, application and grant agreement requirements similar to other grant programs administered by the Board.

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 9, 1989.

B) Types of small businesses affected: Nonpublic colleges and universities.

C) Reporting, bookkeeping or other procedures required for compliance: See above.

D) Types of professional skills necessary for compliance: See above.

The full text of the Proposed Rules begins on the next page:

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER II: BOARD OF HIGHER EDUCATION

PART 1037

CAPITAL IMPROVEMENT GRANTS
TO NONPUBLIC INSTITUTIONS OF HIGHER LEARNING
FOR LABORATORY,
RESEARCH AND INSTRUCTIONAL AREA RENOVATION

Section 1037.10	Purpose
1037.20	Definitions
1037.30	Eligibility for Institutional Renovation Grants
1037.40	Application Requirements
1037.50	Grant Agreement
1037.60	Funding Formula
1037.70	Audit Guidelines

AUTHORITY: Implementing and authorized by the Illinois Financial Assistance Act for Nonpublic Institutions of Higher Learning (Ill. Rev. Stat. 1987, ch. 144, pars. 1333 et seq.).

SOURCE: Adopted at _____ Ill. Reg. _____, effective _____.

Section 1037.10 Purpose

The purpose of this Part is to provide for the distribution of capital improvement grants to nonpublic Illinois institutions of higher learning for the purposes of laboratory, research and instructional area renovation.

Section 1037.20 Definitions

"Eligible gross square feet" means the total amount of gross square feet less:

- any space used as sectarian facilities;
- space owned by the institution but leased to a second party;
- space not owned by the institution; and
- space which is not used primarily to support education or educational services.

"Grant period" means the twenty-four month period specified in the grant agreement during which an institution may expend grant funds.

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

"Gross square feet" means the on-campus nonresidential space as determined by the Board of Higher Education based upon the most recent submission for the Board's Statewide Space Survey and other documentation as requested by the Board for clarification or substantiation in the event that material submitted by an applicant institution is incomplete or not of sufficient detail to provide an understanding of the proposed project or its justification.

"Institution" means a nonpublic institution of higher learning located in this State which offers associate, baccalaureate or post-baccalaureate degrees, and which is operating privately, not-for-profit and in conformity with standards substantially equivalent to those of the state-supported institutions of higher learning, for example as evidenced by the transferability of credits to state-supported institutions. "Institution" does not include any educational organization used for sectarian instruction, as a place of religious teaching or worship or for any religious denomination or the training of ministers, priests, rabbis or other professional persons in the field of religion.

"Renovation project" means a capital improvement project directly related to laboratory use, research or instruction and which falls into one of the following categories:

"Remodeling" which means a capital improvement that has the primary objective of restoring or upgrading a structure or facility to its original operating condition or improving the existing functional capability or capacity of the structure or facility.

"Utilities" which means a system for distributing or disbursing utility services from beyond the boundary line of existing buildings, additions or structures.

"Sectarian facilities" means facilities used to further the religious interests of specific religions, denominations or sects and may include but are not limited to campus churches, chapels or temples.

Section 1037.30 Eligibility for Institutional Renovation Grants

- a) Institutions eligible to apply for institutional renovation grants are those defined in Section 1037.20.
- b) Grants will be awarded only for renovation projects.
- c) To be eligible for a renovation grant, the space to be renovated must be on-campus nonresidential space owned and used by the institution and not leased to a second party.

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- d) Grants shall not be awarded for any renovation project on real property or facilities used for sectarian purposes.
 - e) No grant will be made to any institution that has not submitted required application documents, including audits, and that has not made required refunds, if any, for any grants made under either this or other grant programs administered by the Illinois Board of Higher Education, as provided for in Section 1037.50(b)(5), (6).
- Section 1037.40 Application Requirements
- a) Applications for renovation project(s) shall include the following:
 - 1) a list of proposed projects with a description and estimated cost for each project;
 - 2) an accounting of the total gross square feet of space; and
 - 3) an accounting of the total eligible gross square feet of space.
 - 4) an explanation of how the project(s) will enhance current instruction and research.
 - b) The Board of Higher Education shall review application documents of all institutions for compliance with the application and eligibility requirements. The Board of Higher Education may request additional documents or a meeting between its staff and institutional representatives to discuss questions about application documents. In the event that material submitted by an applicant institution is incomplete or not of sufficient detail to provide an understanding of the proposed project or its justification, the Board would request additional information for clarification or substantiation.

Section 1037.50 Grant Agreement

- a) Once the Board of Higher Education has approved a grant, the institution and the Board shall execute a grant agreement.
- b) Such grant agreement shall:
 - 1) be signed by the chief executive officer or chairman of the institution's board;
 - 2) specify the two-year period of time for which the grant is valid and during which grant funds may be expended by the institution;

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- 3) provide that construction on any renovation project funded under the grant shall not commence prior to the date specified in the grant agreement;
- 4) provide that the institution shall contract with external auditors to conduct an audit of the expenditure of grant funds provided under this program; to verify the eligible gross square feet upon which the grant is based; and to verify that funds were expended pursuant to the grant agreement and not for sectarian purposes. The audits shall be conducted upon termination of the grant period and certified reports of such audits shall be filed with the Board of Higher Education;
- 5) provide that all funds remaining at the end of the period of the grant agreement, or any funds that are spent for purposes not listed in the grant agreement shall be returned to the State of Illinois; and
- 6) comply with the terms of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1987, ch. 127, pars. 2301 et seq.).

Section 1037.60 Funding Formula

- a) A minimum grant of \$10,000 will be allocated to each institution determined to be eligible for a grant under this Part. The remainder of funds appropriated for this program will be allocated among eligible institutions in accordance with a formula based on the ratio of the individual applicant institution's eligible gross square feet to the combined total of all applicant institutions' total eligible gross square feet.

Section 1037.70 Audit Guidelines

- a) To fulfill audit requirements in Section 1037.50(b)(4), institutions shall contract with an external auditor who is registered as a public accountant by the Illinois Department of Professional Regulation. The cost of the audit is an authorized use of grant funds.
- b) The auditors shall obtain copies of the following grant documents: the institution's application; the certified grant agreement; a copy of the most recent Board of Higher Education Statewide Space Survey document submitted by the institution; and a copy of this Part.
- c) The auditors shall verify the claim of eligible gross square feet.

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- d) The auditors shall verify the expenditure of funds as provided for in this Part, and shall ensure that funds were expended on projects listed in the grant agreement.
- e) The auditors shall verify that renovation of sectarian facilities has not been supported by grant funds.
- f) The auditors shall provide an audit including a description of the tests performed and the audit findings to the Board within 90 days of the termination of the grant period or within 90 days of the end of an institution's fiscal year for institutions electing to fulfill the audit requirements in Section 1037.50(b)(4) as part of their annual audit as provided in Public Act 86-0602.
- g) Refunds shall be made to the State by the institutions for the following reasons:

- 1) Grant funds not expended;
- 2) Grant funds expended for purposes not covered under the grant agreement.

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Science and Technology
- 2) Code Citation: 23 Ill. Adm. Code 1036
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1036.10	New Section
1036.20	New Section
1036.30	New Section
1036.40	New Section
1036.50	New Section
1036.60	New Section
1036.70	New Section
- 4) Statutory Authority: Ill Rev. Stat. 1987, ch. 144, pars. 1333 et seq.
- 5) A Complete Description of the Subjects and Issues Involved: The purpose of this Part is to provide for the distribution of matching grants to nonpublic Illinois institutions of higher learning for capital improvement projects to improve facilities used for instruction and research in science and technology.
- 6) Will this proposed rule replace an emergency rule currently in effect?
No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed rule contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments will be accepted up to 45 days from the date of publication of this notice and should be addressed to:

Carolyn Lorton
Illinois Board of Higher Education
500 Reisch Building
4 West Old Capitol Square
Springfield, Illinois 62701

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

12) Initial Regulatory Flexibility Analysis: Small colleges and/or universities that participate in the grant program could be considered small businesses. The proposed rules contain eligibility, application and grant agreement requirements similar to other grant programs administered by the Board.

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 9, 1989.
- B) Types of small businesses affected: Nonpublic colleges and universities.
- C) Reporting, bookkeeping or other procedures required for compliance: See above.
- D) Types of professional skills necessary for compliance: See above.

The full text of the Proposed Rules begins on the next page:

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER II: BOARD OF HIGHER EDUCATION

PART 1036

CAPITAL IMPROVEMENT GRANTS
TO NONPUBLIC INSTITUTIONS OF HIGHER LEARNING
FOR SCIENCE AND TECHNOLOGY

Section	Purpose
1036.10	Definitions
1036.20	Eligibility for Science and Technology Grants
1036.30	Application Requirements
1036.40	Grant Agreement
1036.50	Funding Formula
1036.60	Audit Guidelines

AUTHORITY: Implementing and authorized by the Illinois Financial Assistance Act for Nonpublic Institutions of Higher Learning (Ill. Rev. Stat. 1987, ch. 144, pars. 1333 et seq).

SOURCE: Adopted at _____ Ill. Reg. _____, effective _____.

Section 1036.10 Purpose

The purpose of this Part is to provide for the distribution of matching grants to nonpublic Illinois institutions of higher learning for capital improvement projects to improve facilities used for instruction and research in science and technology.

Section 1036.20 Definitions

"Board" means the Illinois Board of Higher Education.

"Eligible Degrees" means the number of associate, baccalaureate, masters, and first professional degrees conferred in science and technology fields as determined by the Board based upon submissions for the Board's Degrees Conferred Survey and other documentation as requested by the Board for clarification or substantiation in the event that material submitted by an applicant institution is incomplete or not of sufficient detail.

"Grant period" means the twenty-four month period of time specified in the grant agreement.

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"Institution" means a nonpublic institution of higher learning located in this State which offers associate, baccalaureate or post-baccalaureate degrees, and which is operating privately, not-for-profit and in conformity with standards substantially equivalent to those of the state-supported institutions of higher learning, for example as evidenced by the transferability of credits to state-supported institutions. "Institution" does not include any educational organization used for sectarian instruction, as a place of religious teaching or worship or for any religious denomination or the training of ministers, priests, rabbis or other professional persons in the field of religion.

"Matching funds" means monies which are allocated for expenditure for a science and technology project supported by this grant program, provided such funds are not used to support any other purpose and are not appropriated by the General Assembly or do not result from tuition, fees, or other student assessment.

"Science and technology fields" means one or more of the following program areas as determined by the Board: computer and information sciences, engineering, engineering related technologies, health sciences, clinical programs, life sciences, mathematics, physical sciences, and science technologies.

"Science and technology project" means a capital improvement project directly related to areas used for instruction or research in science and technology fields and which falls into one of the following categories:

"Buildings or Additions" which means a capital improvement that involves the construction of a new facility or building addition.

"Remodeling" which means a capital improvement that has the primary objective of restoring or upgrading a structure or facility to its original operating condition or improving the existing functional capability or capacity of the structure or facility.

Section 1036.30 Eligibility for Science and Technology Grants

a) Institutions eligible to apply for Science and Technology Grants are those defined in Section 1036.20.

b) Grants will be awarded for science and technology projects that directly relate to instruction or research in science and technology fields.

- c) Grants will be awarded for constructing new facilities or building additions that will be owned and used by the institution and not leased to a second party.
- d) Grants will be awarded for remodeling on-campus, nonresidential space owned and used by the institution and not leased to a second party.
- e) Grants shall not be awarded for any project on real property or facilities used for sectarian purposes.
- f) No grant will be made to any institution that has not submitted required application documents or that has not made required refunds, if any, for grant programs administered by the Board, as provided in Section 1036.50 (b) (5), (6).

Section 1036.40 Application Requirements

a) Applications for science and technology projects shall include the following:

- 1) A list of proposed project(s) with a description and estimated cost for each project;
- 2) An explanation of how the project(s) will enhance current instruction and research in science and technology fields;
- 3) An explanation of the relationship of the project(s) to institutional goals for instruction and research in science and technology fields; and
- 4) The amount and source of matching funds earmarked for the science and technology project.
- b) The Board shall review application documents of all institutions for compliance with the application and eligibility requirements. The Board may request additional documents or a meeting between its staff and institutional representatives to discuss questions about application documents. In the event that material submitted by an applicant institution is incomplete or not of sufficient detail to provide an understanding of the proposed project or its justification, the Board would request additional information for clarification or substantiation.

Section 1036.50 Grant Agreement

- a) Once the Board has approved a grant, the institution and the Board shall execute a grant agreement.

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b) Such agreement shall:

- 1) be signed by the chief executive officer or chairman of the institution's board;
- 2) specify the twenty-four month period of time for which the grant is valid and during which grant funds may be expended by the institution;
- 3) specify the matching funds requirement;
- 4) provide assurance that matching funds are not being used to support other projects;
- 5) provide that any project funded under the grant shall not commence prior to the date specified in the grant agreement;
- 6) provide that the institution shall contract with external auditors to conduct an audit of the expenditure of grant funds provided under this program and matching funds at the end of the grant period to verify the following:
 - a) the number of eligible degrees awarded upon which the grant is based;
 - b) that grant funds and matching funds were expended pursuant to the grant agreement and not for sectarian purposes; and
 - c) the actual amount of matching funds claimed by the institution for the science and technology project(s) supported under this program;
- 7) provide that the institution shall make refunds to the State of Illinois for the following reasons:
 - a) grant funds not expended;
 - b) grant funds expended for purposes not covered under the grant agreement; and
 - c) when matching funds expenditures are less than state grant fund expenditures; and
- 8) comply with the terms of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1987, ch 127, pars. 2301 et seq.).

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Section 1036.60 Funding Formula

- a) A minimum grant of \$20,000 will be allocated to each institution determined to be eligible under this Part. The remainder of the appropriation for this program will be allocated in accordance with a formula based on the most recent two year average of the number of eligible degrees conferred in science and technology fields with double credit being given to baccalaureate degrees, and triple credit being given to graduate and first professional degrees at such institutions.

Section 1036.70 Audit Guidelines

- a) To fulfill audit requirements in Section 1036.50 (b)(4) an institution shall contract with an external auditor who is registered as a public accountant by the Illinois Department of Professional Regulation. The cost of the audit is an authorized use of grant funds.
- b) The auditors shall obtain copies of the following grant documents: the institution's application; the certified grant agreement; copies of the Board's Degrees Conferred Surveys used to determine the number of eligible degrees; and a copy of this Part.
- c) The auditors shall verify the claim of eligible science and technology degrees awarded.
- d) The auditors shall verify the expenditure of grant funds and matching funds as provided for in this Part, and shall ensure that such funds were expended on project(s) listed in the grant agreement.
- e) The auditors shall verify that renovation of sectarian facilities has not been supported by grant funds.
- f) The auditors shall provide an audit including a description of the tests performed and the audit findings to the Board of Higher Education within 90 days of end of the grant period or within 90 days of the end of an institution's fiscal year for institutions electing to fulfill audit requirements in Section 1037.50(b)(4) as part of their annual audit as provided by Public Act 86-0602.
- g) Refunds shall be made to the State by the institutions for the following reasons:
 - 1) Grant funds not expended.

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- 2) Grant funds expended for purposes not covered under the grant agreement.
- 3) When matching funds expenditures are less than state grant fund expenditures.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Delegation of Construction and Operating Permit Authority for Sanitary and Combined Sewers and Water Main Extensions
- 2) Code Citation: 35 Ill. Adm. Code 174
- 3) Section Numbers: Proposed Action:

174.302	Amendment
174.303	Amendment
174.304	Amendment
174.305	Amendment
174.306	Amendment
174.308	Amendment
174.309	Amendment
174.401	Amendment
174.501	Amendment
174.502	Amendment
- 4) Statutory Authority: Section 4(g) of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1004(g)).
- 5) A Complete Description of the Subjects and Issues Involved: The proposed amendments modify the requirements for delegation by the Agency of construction and operating permit authority for water main extensions.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rule contain an automatic repeal date? No.
- 8) Does this rule contain incorporations by reference? No.
- 9) Are there any proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: The proposed amendments do not create a state mandate since permit authority is delegated to local units of government only if such local units of government request delegation.
- 11) The time, place, and manner in which interested persons may comment on the proposed rulemaking:

Written comments may be directed to:

Scott O. Phillips
Division of Public Water Supplies
Illinois Environmental Protection Agency
2200 Churchill Road
Post Office Box 19276-9276
Springfield, Illinois 62794-9276

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

Comments received within 45 days of the date of publication of these proposed rules will be considered.

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: October 6, 1989.
- B) Types of small businesses affected: This rule applies to local units of government.
- C) Reporting, bookkeeping or other procedures required for compliance. None.
- D) Types of professional skills necessary for compliance: None.

The full text of the Proposed Amendments begins on the next page.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE A: GENERAL PROVISIONS
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

PART 174

DELEGATION OF CONSTRUCTION AND OPERATING
PERMIT AUTHORITY FOR SANITARY AND COMBINED
SEWERS AND WATER MAIN EXTENSIONS

SUBPART A: INTRODUCTION

Section	Purpose
174.101	Definitions
174.102	

SUBPART B: STANDARD CONDITIONS FOR SANITARY
AND COMBINED SEWER PERMIT DELEGATION

Section	Applicability
174.201	Technical Staff
174.202	Required Documents
174.203	Permit Requirements
174.204	Identification
174.205	Notice of Permits
174.206	Permit Forms
174.207	Permit for Ownership and Operation
174.208	
174.209	Training

SUBPART C: STANDARD CONDITIONS FOR
WATER MAIN EXTENSION PERMIT DELEGATION

Section	Applicability
174.301	Technical Staff
174.302	Required Documents
174.303	Permit Requirements
174.304	Restricted Status or Critical Review
174.305	Identification
174.306	Permit Forms
174.307	Annual Reports
174.308	Routine Operation
174.309	
174.310	Operating Permits

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

SUBPART D: APPLICATION AND AGREEMENT

Section
174.401 Application Requirements
174.402 Agreement
174.403 Amendments
174.404 Duration
174.405 Termination

SUBPART E: AGENCY REVIEW

Section
174.501 Agency Inspection
174.502 Appeals of Permits

AUTHORITY: Implementing and authorized by Section 4(g) of the Environmental Protection Act (Ill. Rev. Stat., 1981, ch. 111 1/2, par. 1004(g)).

SOURCE: Adopted and codified at 7 Ill. Reg. 7300, effective May 27, 1983; amended at ___ Ill. Reg. ___, effective ___.

SUBPART C: STANDARD CONDITIONS FOR
WATER MAIN EXTENSION PERMIT DELEGATION

Section 174.302 Technical Staff

a) The applicant shall employ a qualified technical staff which assures that ~~plan documents are properly prepared, that permit application reviews are properly supported, conducted and that permits are properly issued.~~

b) Except as provided otherwise in subsection (d):

1) All technical staff involved in the ~~pre-application review or design-of-water-main-installation of applications and issuance of permits must be employed full time by the public-water supply unit of local government.~~

2) Consultants on retainer ~~who may prepare water-main-plan documents will not be considered to be employed full time.~~

c) Qualifications

1) There shall be ~~at least~~ one person from the technical staff who is in responsible charge of the review ~~or preparation of plan documents preceding~~ of permit applications and issuance of permits.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

2) ~~This~~ The person described in subsection (c)(1) shall be a registered Professional Engineer in Illinois and shall have at least two years of experience in the preparation of water main plan documents for Illinois public water supplies.

d) Use of Consultants

1) The unit of local government may retain the services of a full or part-time consultant to meet the requirements set forth in subsection (c)(1) if the consultant meets the qualifications set forth in subsection (c)(2).

2) If the unit of local government proposes to use a full or part-time consultant in accordance with subsection (d)(1), the unit of local government shall provide to the Agency a copy of the contract between the unit of local government and the consultant. The contract shall, at a minimum, require the consultant to perform all technical service necessary to obtain and retain delegated permit authority under Subparts C, D, and E.

e) ~~There~~ If the unit of local government prepares its own plan documents for constructing water main extensions, there shall be at least one person on the technical staff who is in responsible charge of ~~issuing construction permits for water-main extensions~~ the preparation of these documents. This person shall be a registered Professional Engineer in Illinois and shall have at least two years of experience in the preparation of water main plan document for Illinois public water supplies. This person shall not be the same person designated in Subsection subsection (c). No person shall issue a permit for water main construction designed by or under the their own supervision ~~of himself~~.

f) There shall be at least one certified public water supply operator of the proper class on the technical staff to comply with requirements of 35 Ill. Adm. Code 603.102.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 174.303 Required Documents

The applicant shall maintain the following documents and make them available for Agency inspection at reasonable times in accordance with Ill. Rev. Stat. 1981-1987, ch. 111 1/2, par. 1004(d).

a) The applicant shall maintain standard specifications for water main construction which require that all design, construction and installation shall be in accordance with 35 Ill. Adm. Code: Subtitle F, Chapters I and II.

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b) The applicant shall maintain an atlas of the distribution system.

- 1) This shall show all parts of the system, including but not limited to:

- A) the location and names of all streets and bridges, culverts and water courses;
 - B) the location and size of water mains, valves, hydrants and other appurtenances;
 - C) wells and intake structures;
 - D) pump stations and water treatment plants;
 - E) any conditions or installations which may deleteriously affect the public water supply distribution system.
- 2) The atlas shall contain an indexing system to allow for rapid location of water mains. If it is not possible to prepare a single sheet atlas, a sectionalized atlas may be used, provided that an index sheet showing the location of the various sections in relation to each other is provided.
- 3) The atlas may be maintained on microfiche, sectionalized if desirable.
- 4) If the applicant possesses a sewer map or atlas it shall be included as an addendum to the water main atlas.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 174.304 Permit Requirements

A local unit of government to which permit authority is delegated shall not grant permits unless the following conditions have all been met:

- a) Any permit issued must be consistent with Section 39 of the Act, 35 Ill. Adm. Code 602.101, 602.102 and 35 Ill. Adm. Code: Subtitle F, Chapter II.
- b) Plans prepared for each water main extension project shall bear the professional seal of the person ~~as described in Section 174.302~~ responsible for preparation of the plan documents.
- c) Trustees of a land trust who apply for a permit relating to the land which is the subject of the trust, must identify and define the interest of each beneficiary as required by "AN ACT to require

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disclosure, under certification of perjury, of all beneficial interests in real property held in a land trust in certain cases", (Ill. Rev. Stat. 19811987, ch. 148, par. 72).

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 174.305 Restricted Status or Critical Review

Public water supplies which are on the Restricted Status or Critical Review List (35 Ill. Adm. Code 602.106, ~~Technical-Policy-Statement-201-D-and-E~~ 652.401, or 652.402) are not eligible for delegation.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 174.306 Identification

For each construction and operating permit issued, the unit of local government shall identify the project by a unique project number and permit number in a manner designated by the Agency as compatible with the Agency's permitting system.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 174.308 Annual Reports

By February 1 of each year, the unit of local government shall submit an annual report containing the following:

- a) Preliminary plans which indicate the location of anticipated water main construction for the ensuing 12 months. This may be updated to add or delete anticipated extensions by the public water supply at any time;
- b) Plan drawings documents as described in ~~Technical-Policy-Statement 204(A)-(B)-and-(C)~~ 35 Ill. Adm. Code 652.104, 652.105, 652.106, and 652.107 for all water main extensions constructed in the preceeding year along with the identification numbers, dates of initial operation, reports of bacteriological analyses, length and size of water main, and estimated population served by the new main;
- c) Reports of bacteriological analysis performed according to Section 174.309(a); and
- d) a list of construction and operating permits issued.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

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Section 174.309 Routine Operation

- a) Water samples shall be collected from the completed main in accordance with Technical Policy Statement-202 35 Ill. Adm. Code 652.203.
- b) If there are changes in construction from the preliminary plans described in Section 174.308 the Agency shall be notified of those changes within 10 days after construction has begun.
- c) If the construction shown in the as-built plans filed in the annual report does not conform to the approved specifications or 35 Ill. Adm. Code Subtitle F, Chapters I and II, corrections shall be made consistent with those regulations.
- d) The atlas is to be updated at least once every five years and a copy sent to the Permit Section Manager, Division of Public Water Supplies (DPWS).

(Source: Amended at ____ Ill. Reg. ____, effective ____.)

SUBPART D: APPLICATION AND AGREEMENT

Section 174.401 Application Requirements

In order to enter into a delegation agreement, the applicant must submit a letter requesting delegation and include:

- a) A statement that the technical staff is in the full time employ of the applicant or a copy of the contract between the consultant and the unit of local government pursuant to Section 174.302(d);
- b) The name, registration number, and qualifications of the person(s) who will be responsible for
 - 1) the issuance of the construction and operating permits, and,
 - 2) if applicable, the preparation of plan documents;
- c) A resolution by the governing body of the unit of local government or existing ordinance authorizing the chief officer of the applicant to designate persons to sign permits on behalf of the applicant;
- d) Standard specifications adopted by the unit of local government for sewer or water main construction, whichever is applicable, at least as stringent as Agency standards, or a certification that the applicant has adopted such specifications by ordinance;

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- e) A certification that the applicant possesses an atlas or other documents as required by Sections 174.203(c)(1) or 174.303(b);
- f) Administrative Procedures
 - 1) For sewer permits, those procedures that will be used to process applications;
 - 2) For water main extension permits, those procedures that will be used to correlate permitted projects with corresponding plan documents and bacteriological analysis report sheets;
- g) Capacity Information
 - 1) For sewer permit delegation, a certification that by issuance of a construction permit the applicant acknowledges adequate capacity in its wastewater collection system and at its treatment plant as required by 35 Ill. Adm. Code 309.222(b).
 - 2) For water main extension delegation, a report which provides information as to raw and finished water production capacity, average daily demand, peak monthly demand, peak day demand, peak hour demand, number of service connections, population served, and pressures in the distribution system.

(Source: Amended at ____ Ill. Reg. ____, effective ____.)

SUBPART E: AGENCY REVIEW

Section 174.501 Agency Inspection

The Agency may inspect at all reasonable times in accordance with Ill. Rev. Stat. 19811987, ch. 111 1/2, par 1004(d) all permit files held by the unit of local government regarding issued permits or permit applications and plan documents and may inspect the permitted facilities.

(Source: Amended at ____ Ill. Reg. ____, effective ____.)

Section 174.502 Appeals of Permits

If a decision of the unit of local government regarding a permit issued or denied under these regulations is appealed pursuant to Section 40 of the Environmental Protection Act (Ill. Rev. Stat. 19811987, ch. 111 1/2 Par. 1040)

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the unit of local government shall appear as co-respondent in the action and, in instances where the unit of local government has elected to retain the services of a consultant in accordance with Section 174.302(d), the consultant shall also appear.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

SP:ts/3065k

1) Heading of the Part: State Remedial Action Priorities List

2) Code Citation: 35 Ill. Adm. Code 860

3) Section Numbers Proposed Action

860.210 Amend

4) Statutory Authority: Sections 4 and 22.2(d) of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1004 and 1022.2(d)).

5) A Complete Description of the Subjects and Issues Involved: Pursuant to 35 Ill. Adm. Code 750.440(d), the Agency is required to adopt a State priorities list which sets forth those sites at which the Agency expects to undertake remedial action. The Agency adopted such a list and called it the State Remedial Action Priorities List (SRAPL). The SRAPL became effective on July 24, 1985, and was published in 9 Ill. Reg. 12276 (August 9, 1985). The fourteen sites listed in the August publication of the SRAPL have been identified in this proposal as "Group 1".

The first update to the SRAPL became effective on February 26, 1986, and was published in 10 Ill. Reg. 4226 (March 7, 1986). The five sites added in the March publication of the SRAPL have been identified as "Group 2". The second update to the SRAPL was published in 12 Ill. Reg. 16074 (October 7, 1988). The ten sites added in that publication have been identified as "Group 3".

The amendments set forth in this proposal will add another fourteen sites to the SRAPL. These additional fourteen sites are identified in the proposal as "Group 4".

Each time the Agency amends 35 Ill. Adm. Code 860.210 to add additional sites to the SRAPL, the Agency will establish a new "Group" to contain these additional sites. This numbering system will depict the chronological development of the SRAPL and is being proposed for this purpose only. The placement of a site in a particular "Group" in no way represents the order in which the Agency may undertake remedial action at the site in relation to other sites on the SRAPL. For example, it is possible that remedial action may be undertaken at a site listed in "Group 2" prior to undertaking remedial action at a site listed in "Group 1".

The purpose of the SRAPL is primarily to serve as an informational tool for use by the Agency in identifying sites that appear to present a significant risk to public health, welfare or the environment. The initial identification of a site on the SRAPL is intended to guide the Agency in determining which sites warrant further investigations designed to assess the nature and extent of the public health and environmental risks associated with the site and determine what State-financed remedial action, if any, may be appropriate.

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Inclusion of a site on the SRAPL does not establish that the Agency necessarily will undertake remedial action at the site. The listing of a site on the SRAPL does not require any action of any private party, nor does it determine the liability of any party for the cost of the clean-up of the site.

- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending on this part? No.
- 10) Statement of Statewide Policy Objectives? N/A

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Mr. Charles V. Mikalian
Enforcement Programs
Illinois Environmental Protection Agency
2200 Churchill Road
Post Office Box 19276
Springfield, Illinois 62794-9276

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 10, 1989
- B) Types of small businesses affected. Any small business listed herein as owning or operating a facility which poses a significant environmental problem and requires remediation.
- C) Reporting, bookkeeping or other procedures required for compliance: Not applicable; as noted in item (5) above, listing of a facility herein does not require any action of any party; it serves chiefly to guide the Agency in determining which sites warrant further investigation and what State-financed remedial action, if any, is appropriate.
- D) Types of professional skills necessary for compliance: Not applicable.

The Full Text of the Proposed rule begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

PART 860

STATE REMEDIAL ACTION PRIORITIES LIST

SUBPART A: GENERAL

Section	Purpose
860.100	Application
860.110	Definitions
860.120	Publication of the State Remedial Action Priorities List
860.130	

SUBPART B: LISTING OF SITES

Section	Basis for Listing Sites on the State Remedial Action Priorities List
860.200	State Remedial Action Priorities List
860.210	Determining Priorities for Remedial Action Among Sites Listed on the State Remedial Action Priorities List
860.220	

SUBPART C: DELETION OF SITES

Section	Basis for Deleting Sites from the State Remedial Action Priorities List
860.300	

AUTHORITY: Implementing and authorized by Section 4 and Section 22.2(d) of the Environmental Protection Act (Ill. Rev. Stat. 1983, ch. 111 1/2, pars. 1004 and 1022.2(d)) and 35 Ill. Adm. Code 750.440(d).

SOURCE: Adopted at 9 Ill. Reg. 12276, effective July 24, 1985; amended at 10 Ill. Reg. 4226, effective February 26, 1986; amended at 11 Ill. Reg. 12232, effective July 9, 1987; amended at 12 Ill. Reg. 16074, effective September 23, 1988; amended at ___ Ill. Reg. ___, effective _____.

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Section 860.210 State Remedial Action Priorities List

GROUP 1

Site Name	City	County
Brockman No. 1	Ottawa	LaSalle
Koppers Co.	Carbondale	Jackson
Hopkins Chemical Co.	Atlanta	Logan
Modern Plating	Freeport	Stephenson
St. Louis Army Supply Center	Granite City	Madison
Sauget Sites	Cahokia/Sauget	St. Clair
H & L Landfill #1	Danville	Vermilion
Sherex Chemical	Mapleton	Peoria
Carpentersville Waste Site	Carpentersville	Kane
Thomas 12th Street Landfill	Danville	Vermilion
Quincy Municipal Landfill #2 and #3	Quincy	Adams
Steagal Landfill	Galesburg	Knox

GROUP 2

Site Name	City	County
Frinks Industrial Waste	Pecatonica	Winnebago
Escast	Addison	DuPage
Stauffer Chemical	Chicago Heights	Cook
Moss American	Sauget	St. Clair

GROUP 3

Site Name	City	County
Behn Drum	Marengo	McHenry
Bennett Landfill	Rockdale	Will
C.L. Hale Septic Cleaning	Wilmington	Will
J.J. Schuit Containers	Lemont	Cook
Lanson Chemical Division	E. St. Louis	St. Clair
Morrison City Dump	Morrisson	Whiteside
Sexton Hinsdale Landfill	Westchester	Cook
Smith Douglas, Inc.	S. Streator	Livingston
South Central Terminal	Pana	Christian
Triem Steel and Processing	Chicago Heights	Cook

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GROUP 4

Site Name	City	County
A.A. Waste Oil	Rock Island	Rock Island
Champaign Muni	Urbana	Champaign
FMC Corp. Ag Chemicals	Wyoming	Stark
Hannah Marine	Lemont	DuPage
Hub Oil Company	Rockelle	Ogle
Inspiration Mines	Galena	Jo Daviess
John Deere Foundry	East Moline	Rock Island
M.I.G. Investments	Belvidere	Boone
Sand Park	Loves Park	Winnebago
States Land Improvement #1	Ottawa	LaSalle
Stoney Park West	Palos Hills	Cook
Maukegan Muni #2	Maukegan	Lake
Custom Can Crusher	Deland	Platt
U.S. Scrap	Chicago	Cook

REMEDIED RELEASES GROUP

Site Name	City	County
Taylorville Landfill	Taylorville	Christian
U.S. Drum	Chicago	Cook
Firestone Tire	Quincy	Adams

(AGENCY NOTE: The placement of a site in a particular "Group" in no way represents the order in which the Agency may undertake remedial action at the site in relation to other sites on the SRAPL. Remedial action has been undertaken at sites placed in the Remediated Releases Group; however, further remedial action may be necessary at such sites.)

(Source: Amended at Ill. Reg. _____, effective _____)

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- 1) The Heading of the Part: Definitions and General Provisions
- 2) Code Citation: 35 Ill. Adm. Code 211
- 3) Section Number: Proposed Action:
211.122 Amendment
- 4) Statutory Authority: Illinois Environmental Protection Act (Ill. Rev. Stat. 1988, ch. 111½, pars. 1010 and 1027)
- 5) A Complete Description of the Subjects and Issues Involved:

On September 29, 1989, the Illinois Environmental Protection Agency filed a proposal for amendments to 35 Ill. Adm. Code 201, 211, and 215. Amendments to this Part should be read in conjunction with those to the other two parts, which also appear in today's Illinois Register.

The Agency has certified that the proposed amendments meet the "required rule" definition contained in Section 28.2 of the Act. The Agency has stated that the proposal is federally required to meet the reasonably available control technology (RACT) requirements contained in Section 110, 110(a)(h)(ii), 172(b)(2), (5) and (8) of the Clean Air Act.

The proposal contains amendments to the RACT regulations for certain sources of volatile organic materials. The proposal responds to various deficiencies in the Illinois State Implementation Plan identified by the United States Environmental Protection Agency (USEPA). The Agency's proposal is accompanied by a statement of David Kee, Director of the Air and Radiation Division, USEPA Region V. The statement concludes:

If the attached state proposed regulations are adopted by the Illinois Pollution Control Board according to the schedule set forth in Exhibit C of the settlement agreement resolving Wisconsin v. Reilly lawsuit U.S. EPA's intent is to approve these state proposed regulations as a SIP revision in lieu of federal promulgation of these RACT rules.

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The potentially affected sources include solvent cleaning operations, coating operations, major sources in urban areas which are non-attainment for ozone, printing and publishing operations, synthetic organic chemicals and polymer manufacturers, synthetic organic chemicals and paint and ink manufacturers, petroleum refiners, dry cleaners, product manufacturing processes, miscellaneous formulation manufacturing processes and miscellaneous organic chemical manufacturing processes.

- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objective (if applicable)?
Not applicable
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:
Send written comments concerning R89-16 within 45 days of publication in the Illinois Register to the Clerk of the Pollution Control Board, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The Board anticipates scheduling public hearings in November-December, 1989 for receipt of oral comments.
- 12) Initial Regulatory Flexibility Analysis (if applicable):
 - A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs:
October 10, 1989
 - B) Types of small businesses affected: Any small businesses engaged in the activities described in No. 5, above.
 - C) Reporting, bookkeeping or other procedures required for compliance: None, as Section 211.122 contains definitions only.

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- D) Types of professional skills necessary for compliance: None

The full text of the proposed amendments begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER c: EMISSION STANDARDS AND LIMITATIONS FOR
STATIONARY SOURCES

PART 211
DEFINITIONS AND GENERAL PROVISIONS

SUBPART A: GENERAL PROVISIONS

Section
211.101 Incorporations by Reference
211.102 Abbreviations and Units

SUBPART B: DEFINITIONS

Section
211.121 Other Definitions
211.122 Definitions

Appendix A Rule into Section Table
Appendix B Section into Rule Table

AUTHORITY: Implementing Sections 9 and 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111½, pars. 1009, 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 201: Definitions, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R74-2 and R75-5, 32 PCB 295, at 3 Ill. Reg. 5, p. 777, effective February 3, 1979; amended in R78-3 and 4, 35 PCB 75 and 243, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5, at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13590; amended in R82-1 (Docket A) at 10 Ill. Reg. 12624, effective July 7, 1986; amended in R85-21(A) at 11 Ill. Reg. 11747, effective June 29, 1987; amended in R86-34 at 11 Ill. Reg. 12267, effective July 10, 1987; amended in R86-39 at 11 Ill. Reg. 20804, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 787, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7284, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7621, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10862, effective June 27, 1989; amended in R89-16 at 111. Reg. _____, effective _____.

SUBPART B: DEFINITIONS

Section 211.122 Definitions

"Accumulator": The reservoir of a condensing unit receiving the condensate from a surface condenser.

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"Acid Gases": For the purposes of the Environmental Protection Act (the Act) (Ill. Rev. Stat. 1987, ch. 111 ½, par. 1009.4), hydrogen chloride, hydrogen fluoride and hydrogen bromide, which exist as gases, liquid mist, or any combination thereof.

"Actual Heat Input": The quantity of heat produced by the combustion of fuel using the gross heating value of the fuel.

"Aeration": The practice of forcing air through bulk stored grain to maintain the condition of the grain.

"Afterburner": A device in which materials in gaseous effluents are combusted.

"Air Dried Coating": Coatings that dry by the use of air or forced air at temperatures up to 363.15° K (194° F).

"Annual Grain Through-Put": Unless otherwise shown by the owner or operator, annual grain through-put for grain-handling operations, which have been in operation for three consecutive years prior to June 30, 1975, shall be determined by adding grain receipts and shipments for the three previous fiscal years and dividing the total by 6. The annual grain through-put for grain-handling operations in operation for less than three consecutive years prior to June 30, 1975, shall be determined by a reasonable three-year estimate; the owner or operator shall document the reasonableness of his three-year estimate.

"Architectural Coating": Any coating used for residential or commercial buildings or their appurtenances, or for industrial buildings which is site applied.

"Asphalt": The dark-brown to black cementitious material (solid, semisolid or liquid in consistency) of which the main constituents are bitumens which occur naturally or as a residue of petroleum refining.

"Asphalt Prime Coat": A low-viscosity liquid asphalt applied to an absorbent surface as the first of more than one asphalt coat.

"Automobile": Any first division motor vehicle as that term is defined in the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95½, pars 1-100 et seq.).

"Automobile or Light-Duty Truck Manufacturing Plant": A facility where parts are manufactured or finished for eventual inclusion into a finished automobile or light-duty truck ready for sale to vehicle

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dealers, but not including customizers, body shops and other repainters.

"Automobile or Light Duty Truck Refinishing": the repainting of used automobiles or light duty trucks.

"Batch Loading": The process of loading a number of individual parts at the same time for degreasing.

"Bead-Dipping": The dipping of an assembled tire bead into a solvent-based cement.

"British Thermal Unit": The quantity of heat required to raise one pound of water from 60° F to 61° F (abbreviated btu).

"Bulk Gasoline Plant": Any gasoline storage and distribution facility that receives gasoline from bulk gasoline terminals by delivery vessels and distributes gasoline to gasoline dispensing facilities.

"Bulk Gasoline Terminal": Any gasoline storage and distribution facility that receives gasoline by pipeline, ship or barge, and distributes gasoline to bulk gasoline plants or gasoline dispensing facilities.

"Can Coating": The application of a coating material to a single walled container that is manufactured from metal sheets thinner than 29 gauge (0.0141 in).

"Certified Investigation" A report signed by Illinois Environmental Protection Agency (Agency) personnel certifying whether a grain-handling operation (or portion thereof) or grain-drying operation is causing or tending to cause air pollution. Such report must describe the signatory's investigation, including a summary of those facts on which he relies to certify whether the grain-handling or grain-drying operation is causing or threatening or allowing the discharge or emission of any contaminant into the environment so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board (Board) under the Environmental Protection Act (Act). The certified investigation shall be open to a reasonable public inspection and may be copied upon payment of the actual cost of reproducing the original.

"Choke Loading": That method of transferring grain from the grain-handling operation to any vehicle for shipment or delivery which precludes a free fall velocity of grain from a discharge spout into

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the receiving container.

"Cleaning and Separating Operation": That operation where foreign and undesired substances are removed from the grain.

"Clear Coating": Coatings that lack color and opacity or are transparent using the undercoat as a reflectant base or undertone color.

"Closed Purge System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport liquid or vapor from a piece or pieces of equipment to a control device, or return the liquid or vapor to the process line.

"Closed Vent System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport gas or vapor from a piece or pieces of equipment to a control device, or return the gas or vapor to the process line.

"Coal Refuse": Waste products of coal mining, cleaning and coal preparation operations containing coal, matrix material, clay and other organic and inorganic material.

"Coating": For purposes of these rules, a coating includes a material applied to a substrate for decorative, protective or other functional purposes. Such material include, but are not limited to paints, varnishes, sealers, adhesives, diluents and thinners.

"Coating Applicator": Equipment used to apply a surface coating.

"Coating Line": An operation where a surface coating is applied to a material and subsequently the coating is dried and/or cured.

"Coating Plant": Any building, structure or installation that contains a coating line and which is located on one or more contiguous or adjacent properties and which is owned or operated by the same person (or by persons under common control).

"Coil Coating": The application of a coating material to any flat metal sheet or strip that comes in rolls or coils.

"Cold Cleaning": The process of cleaning and removing soils from surfaces by spraying, brushing, flushing or immersion while maintaining the organic solvent below its boiling point. Wipe cleaning is not included in this definition.

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"Complete Combustion": A process in which all carbon contained in a fuel or gas stream is converted to carbon dioxide.

"Component": Any piece of equipment which has the potential to leak volatile organic material including, but not limited to, pump seals, compressor seals, seal oil degassing vents, pipeline valves, pressure relief devices, process drains and open ended valves. This definition excludes valves which are not externally regulated, flanges, and equipment in heavy liquid service. For purposes of Subpart Q (35 Ill. Adm. Code 215), this definition also excludes bleed ports of gear pumps in polymer service.

"Concentrated Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration equal to or greater than 70 percent by weight.

"Condensate": Hydrocarbon liquid separated from its associated gasses which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.

"Control Device": For purposes of Subpart Q, an enclosed combustion device, vapor recovery system, flare, or closed container.

"ConveyORIZED Degreasing": The continuous process of cleaning and removing soils from surfaces utilizing either cold or vaporized solvents.

"Crude Oil": A naturally occurring mixture which consists of hydrocarbons and sulfur, nitrogen or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.

"Crude Oil Gathering": The transportation of crude oil or condensate after custody transfer between a production facility and a reception point.

"Custody Transfer": The transfer of produced petroleum and/or condensate after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.

"Cutback Asphalt": Any asphalt which has been liquified by blending with petroleum solvents other than residual fuel oil and has not been emulsified with water.

"Degreaser": Any equipment or system used in solvent cleaning.

"Delivery Vessel": Any tank truck or trailer equipped with a storage tank that is used for the transport of gasoline to a stationary

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storage tank at a gasoline dispensing facility, bulk gasoline plant or bulk gasoline terminal.

"Distillate Fuel Oil": Fuel oils of grade No. 1 or 2 as specified in detailed requirements for fuel oil A.S.T.M. D-369-69 (1971).

"Dry Cleaning Facility": A facility engaged in the cleaning of fabrics using an essentially nonaqueous solvent by means of one or more solvent washes, extraction of excess solvent by spinning and drying by tumbling in an airstream. The facility includes, but is not limited to, washers, dryers, filter and purification systems, waste disposal systems, holding tanks, pumps and attendant piping and valves.

"Dump-Pit Area": Any area where grain is received at a grain-handling or grain-drying operation.

"Effective Grate Area": That area of a dump-pit grate through which air passes, or would pass, when aspirated.

"Effluent Water Separator": Any tank, box, sump or other apparatus in which any organic material floating on or entrained or contained in water entering such tank, box, sump or other apparatus is physically separated and removed from such water prior to outfall, drainage or recovery of such water.

"Emission Rate": Total quantity of any air contaminant discharge into the atmosphere in any one-hour period.

"End Sealing Compound Coat": A compound applied to can ends which functions as a gasket when the end is assembled on the can.

"Excess Air": Air supplied in addition to the theoretical quantity necessary for complete combustion of all fuel and/or combustible waste material.

"Excessive Release": A discharge of more than 295g (0.65 pounds) of mercaptans and/or hydrogen sulfide into the atmosphere in any five minute period.

"Existing Grain-Drying Operation": Any grain-drying operation the construction or modification of which was commenced prior to June 30, 1975.

"Existing Grain-Handling Operation": Any grain-handling operation the construction or modification of which was commenced prior to June 30, 1975.

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"Exterior Base Coat": An initial coating applied to the exterior of a can after the can body has been formed.

"Exterior End Coat": A coating applied by rollers or spraying to the exterior end of a can.

"External Floating Roof": A storage vessel cover in an open top tank consisting of a double deck or pontoon single deck which is supported by the petroleum liquid being contained and is equipped with a closure seal between the deck edge and tank wall.

"Extreme Performance Coating": Coatings designed for exposure to any of the following: the ambient weather conditions, temperatures above 368.15° K (203° F), detergents, abrasive and scouring agents, solvents, corrosive atmospheres, or other similar extreme environmental conditions.

"Fabric Coating": The coating of a textile substrate, including operations where the coating impregnates the substrate.

"Final Repair Coat": The repainting of any coating which is damaged during vehicle assembly.

"Firebox": The chamber or compartment of a boiler or furnace in which materials are burned, but not the combustion chamber or afterburner of an incinerator.

"Flexographic Printing": The application of words, designs and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is raised above the printing roll and the image carrier is made of elastomeric materials.

"Floating Roof": A roof on a stationary tank, reservoir or other container which moves vertically upon change in volume of the stored material.

"Freeboard Height": For open top vapor degreasers, the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaning degreasers, the distance from the solvent to the top of the degreaser tank.

"Fuel Combustion Emission Source": Any furnace, boiler or similar equipment used for the primary purpose of producing heat or power by indirect heat transfer.

"Fuel Gas System": A system for collection of refinery fuel gas including, but not limited to, piping for collecting tail gas from various process units, mixing drums and controls and distribution

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"Fugitive Particulate Matter": Any particulate matter emitted into the atmosphere other than through a stack, provided that nothing in this definition or in 35 Ill. Adm. Code 212.2 Subpart K shall exempt any source from compliance with other provisions of 35 Ill. Adm. Code 212 otherwise applicable merely because of the absence of a stack.

"Gas Service": Means that the component contains process fluid that is in the gaseous state at operating conditions.

"Gasoline": Any petroleum distillate having a Reid vapor pressure of 4 pounds or greater.

"Gasoline Dispensing Facility": Any site where gasoline is transferred from a stationary storage tank to a motor vehicle gasoline tank used to provide fuel to the engine of that motor vehicle.

"Grain": The whole kernel or seed of corn, wheat, oats, soybeans and any other cereal or oil seed plant; and the normal fines, dust and foreign matter which results from harvesting, handling or conditioning. The grain shall be unaltered by grinding or processing.

"Grain-Drying Operation": Any operation, excluding aeration, by which moisture is removed from grain and which typically uses forced ventilation with the addition of heat.

"Grain-Handling and Conditioning Operation": A grain storage facility and its associate grain transfer, cleaning, drying, grinding and mixing operations.

"Grain-Handling Operation": Any operation where one or more of the following grain-related processes (other than grain-drying operation, portable grain-handling equipment, one-turn storage space, and excluding flour mills and feed mills) are performed: receiving, shipping, transferring, storing, mixing or treating of grain or other processes pursuant to normal grain operations.

"Green Tire Spraying": The spraying of green tires, both inside and outside, with release compounds which help remove air from the tire during molding and prevent the tire from sticking to the mold after curing.

"Green Tires": Assembled tires before molding and curing have occurred.

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"Gross Heating Value": Amount of heat produced when a unit quantity of fuel is burned to carbon dioxide and water vapor, and the water vapor condensed as described in A.S.T.M. D-2015-66, D-900-55, D-1826-64 and D-240-64.

"Heavy Liquid": Liquid with a true vapor pressure of less than 0.3 kPa (0.04 psi) at 294.30° K (70° F) or 0.1 Reid Vapor Pressure as determined by A.S.T.M. method D-323; or which when distilled requires a temperature of 300° F or greater to recover 10% of the liquid as determined by A.S.T.M. method D-86.

"Heavy Metals": For the purposes of Section 9.4 of the Act, elemental, ionic, or combined forms of arsenic, cadmium, mercury, chromium, nickel and lead.

"Heavy, Off-Highway Vehicle Products": For the purposes of Section 215.204(k), heavy off-highway vehicle products shall include: heavy construction, mining, farming or material handling equipment; heavy industrial engines; diesel-electric locomotives and associated power generation equipment; and the components of such equipment or engines.

"Hot Well": The reservoir of a condensing unit receiving the condensate from a barometric condenser.

"Housekeeping Practices": Those activities specifically defined in the list of housekeeping practices developed by the Joint EPA - Industry Task Force and included herein under 35 Ill. Adm. Code 212.461.

"Incinerator": Combustion apparatus in which refuse is burned.

"Indirect Heat Transfer": Transfer of heat in such a way that the source of heat does not come into direct contact with process materials.

"In-Process Tank": A container used for mixing, blending, heating, reacting, holding, crystallizing, evaporating, or cleaning operations in the manufacture of pharmaceuticals.

"In-situ Sampling Systems": Nonextractive samplers or in-line samplers.

"Interior Body Spray Coat": A coating applied by spray to the interior of a can after the can body has been formed.

"Internal Transferring Area": Areas and associated equipment used for conveying grain among the various grain operations.

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"Large Appliance Coating": The application of a coating material to the component metal parts (including but not limited to doors, cases, lids, panels and interior support parts) of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners and other similar products.

"Light-Duty Truck": Any second division motor vehicle, as that term is defined in the Illinois Vehicle Code, (Ill. Rev. Stat. 1987, ch. 95½, pars. 1-100 et seq.) weighing less than 3854 kilograms (8500 pounds) gross.

"Liquid-Mounted Seal": A primary seal mounted in continuous contact with the liquid between the tank wall and the floating roof edge around the circumference of the roof.

"Liquid Service": Means that the equipment or component contains process fluid that is in a liquid state at operating conditions.

"Liquids Dripping": Any visible leaking from a seal including spraying, misting, clouding and ice formation.

"Load-Out Area": Any area where grain is transferred from the grain-handling operation to any vehicle for shipment or delivery.

"Low Solvent Coating": A coating which contains less organic solvent than the conventional coatings used by the industry. Low solvent coatings include water-borne, higher solids, electro-deposition and powder coatings.

"Magnet Wire Coating": The application of a coating of electrically insulating varnish or enamel to conducting wire to be used in electrical machinery.

"Major Dump Pit": Any dump pit with an annual grain through-put of more than 300,000 bushels, or which receives more than 40% of the annual grain through-put of the grain-handling operation.

"Major Metropolitan Area (MMA)": Any county or group of counties which is defined by the following Table:

MAJOR METROPOLITAN AREAS IN ILLINOIS (MMA's)

MMA COUNTIES INCLUDED IN MMA

Champaign-Urbana Champaign
Chicago Cook, Lake, Will, DuPage,

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Decatur McHenry, Kane, Grundy,
Peoria Kendall, Kankakee
Rockford Macon
Rock Island Peoria, Tazewell
Springfield Winnebago
St. Louis -- Moline Rock Island
St. Clair, Madison Sangamon
Bloomington -- Normal St. Clair, Madison
McLean

"Major Population Area (MPA)": Areas of major population concentration in Illinois, as described below:

The area within the counties of Cook; Lake; DuPage; Will; the townships of Burton, Richmond, McHenry, Greenwood, Nunda, Door, Algonquin, Grafton and the municipality of Woodstock, plus a zone extending two miles beyond the boundary of said municipality located in McHenry County; the townships of Dundee, Rutland, Elgin, Plato, St. Charles, Campton, Geneva, Blackberry, Batavia, Sugar Creek and Aurora located in Kane County; and the municipalities of Kankakee, Bradley and Bourbonnais, plus a zone extending two miles beyond the boundaries of said municipalities in Kankakee County.

The area within the municipalities of Rockford and Loves Park, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Rock Island, Moline, East Moline, Carbon Cliff, Milan, Oak Grove, Silvis, Hampton, Greenwood and Coal Valley, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Galesburg and East Galesburg, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bartonville, Peoria and Peoria Heights, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Pekin, North Pekin, Marquette Heights, Creve Coeur and East Peoria, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bloomington and Normal, plus a zone extending two miles beyond the boundaries of said

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municipalities.

The area within the municipalities of Champaign, Urbana and Savoy, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Decatur, Mt. Zion, Harristown and Forsyth, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Springfield, Leland Grove, Jerome, Southern View, Grandview, Sherman and Chatham, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the townships of Godfrey, Foster, Wood River, Fort Russell, Chouteau, Edwardsville, Venice, Nameeki, Alton, Granite City and Collinsville located in Madison County; and the townships of Stites, Canteen, Centreville, Caseyville, St. Clair, Sugar Loaf and Stookey located in St. Clair County.

"Manufacturing Process": A process emission source or series of process emission sources used to convert raw materials, feed stocks, subassemblies or other components into a product, either for sale or for use as a component in a subsequent manufacturing process.

"Metal Furniture Coating": The application of a coating material to any furniture piece made of metal or any metal part which is or will be assembled with other metal, wood, fabric, plastic or glass parts to form a furniture piece including, but not limited to, tables, chairs, wastebaskets, beds, desks, lockers, benches, shelving, file cabinets, lamps and room dividers. This definition shall not apply to any coating line coating metal parts or products that is identified under the Standard Industrial Classification Code for Major Groups 33, 34, 35, 36, 37, 38, 39, 40 or 41.

"Miscellaneous Fabricated Product Manufacturing Process":

A manufacturing process involving one or more of the following applications, including any drying and curing of formulations, and capable of emitting volatile organic material:

Adhesives to fabricate or assemble non-furniture components or products

Asphalt solutions to paper or fiberboard

Asphalt to paper or felt

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Coatings or dye to leather

Coatings to plastic

Coatings to rubber or glass

Curing of furniture adhesives in an oven which would emit in excess of 10 tons of volatile organic material per year if no air pollution control equipment were used

Disinfectant material to manufactured items

Plastic foam scrap or "fluff" from the manufacture of foam containers and packaging material to form resin pellets

Resin solutions to fiber substances

Rubber solutions to molds

Viscose solutions for food casings

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Miscellaneous Formulation Manufacturing Process":

A manufacturing process which compounds one or more of the following and is capable of emitting volatile organic material:

Adhesives

Asphalt solutions

Caulks, sealants or waterproofing agents

Coatings, other than paint and ink

Concrete curing compounds

Dyes

Friction materials and compounds

Resin solutions

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Rubber solutions

Viscose solutions

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Miscellaneous Metal Parts and Products": For the purpose of 35 Ill. Adm. Code 215.204, miscellaneous metal parts and products shall include farm machinery, garden machinery, small appliances, commercial machinery, industrial machinery, fabricated metal products and any other industrial category which coats metal parts or products under the Standard Industrial Classification Code for Major Groups 33, 34, 35, 36, 37, 38 or 39 with the exception of the following: coating lines subject to 35 Ill. Adm. Code 215.204(a)-(i) and (k), automobile or light-duty truck refinishing, the exterior of marine vessels and the customized top coating of automobiles and trucks if production is less than thirty-five vehicles per day.

"Miscellaneous Organic Chemical Manufacturing Process":

A manufacturing process which produces by chemical reaction, one or more of the following organic compounds or mixtures of organic compounds and which is capable of emitting volatile organic materials:

Chemicals listed in 35 Ill. Adm. Code 215. Appendix 0.

Chlorinated and sulfonated compounds

Cosmetic, detergent, soap or surfactant intermediaries or specialties and products

Disinfectants

Food additives

Oil and petroleum product additives

Plasticizers

Resins or polymers

Rubber additives

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Sweeteners

Varnishes

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Mixing Operation": The operation of combining two or more ingredients, of which at least one is a grain.

"New Grain-Drying Operation": Any grain-drying operation the construction or modification of which is commenced on or after June 30, 1975.

"New Grain-Handling Operation": Any grain-handling operation the construction or modification of which is commenced on or after June 30, 1975.

"No Detectable Volatile Organic Material Emissions": A discharge of volatile organic material into the atmosphere as indicated by an instrument reading of less than 500 ppm above background as determined in accordance with 40 CFR 60.485(c).

"One Hundred Percent Acid": Acid with a specific gravity of 1.8205 at 30° C in the case of sulfuric acid and 1.4952 at 30° C in the case of nitric acid.

"One-Turn Storage Space": That space used to store grain with a total annual through-put not in excess of the total bushel storage of that space.

"Opacity": A condition which renders material partially or wholly impervious to transmittance of light and causes obstruction of an observer's view. For the purposes of these regulations, the following equivalence between opacity and Ringelmann shall be employed:

Opacity Percent	Ringelmann
10	0.5
20	1.
30	1.5
40	2.
60	3.
80	4.

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"Open Top Vapor Degreasing": The batch process of cleaning and removing soils from surfaces by condensing hot solvent vapor on the colder metal parts.

"Operator of Gasoline Dispensing Facility": Any person who is the lessee of or operates, controls or supervises a gasoline dispensing facility.

"Organic Material": Any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers or cleaning agents, but excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates and ammonium carbonate.

"Organic Materials": For the purposes of Section 9.4 of the Act, any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers, or cleaning agents, and polychlorinated dibenzop-dioxins, polychlorinated dibenzofurans and polynuclear aromatic hydrocarbons shall be considered to be organic materials. Methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates and ammonium carbonate shall not be considered to be organic materials for the purposes of Ill. Rev. Stat. 1987, ch. 111 ½, par. 1009.4.

"Organic Vapor": Gaseous phase of an organic material or a mixture of organic materials present in the atmosphere.

"Overvarnish": A coating applied directly over ink or printing.

"Owner of Gasoline Dispensing Facility": Any person who has legal or equitable title to a stationary storage tank at a gasoline dispensing facility.

"Packaging Rotogravure Printing": Rotogravure printing upon paper, paper board, metal foil, plastic film and other substrates, which are, in subsequent operations, formed into packaging products or labels for articles to be sold.

"Paint Manufacturing Plant": A plant that mixes, blends, or compounds enamels, lacquers, sealers, shellacs, stains, varnishes or pigmented surface coatings.

"Paper Coating": The application of a coating material to paper or pressure sensitive tapes, regardless of substrate, including web

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coating on plastic fibers and decorative coatings on metal foil. Such applications include operations where the coating impregnates the substrate.

"Particulate Matter": Any solid or liquid material, other than water, which exists in finely divided form.

"Petroleum Liquid": Crude oil, condensate or any finished or intermediate product manufactured at a petroleum refinery, but not including Number 2 through Number 6 fuel oils as specified in A.S.T.M. D-396-69, gas turbine fuel oils Numbers 2-GT through 4-GT as specified in A.S.T.M. D-2880-71 or diesel fuel oils Numbers 2-D and 4-D, as specified in A.S.T.M. D-975-68.

"Petroleum Refinery": Any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation, cracking, extraction or reforming of unfinished petroleum derivatives.

"Pharmaceutical": Any compound or mixture, other than food, used in the prevention, diagnosis, alleviation, treatment or cure of disease in man and animal.

"Photochemically Reactive Material": Any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than one of the above groups of organic materials it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.

A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic types of unsaturation: 5 percent. This definition does not apply to perchlorethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethyl-benzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

"Pneumatic Rubber Tire Manufacture": The production of pneumatic rubber tires with a bead diameter up to but not including 20.0 inches and cross section dimension up to 12.8 inches, but not including

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specialty tires for antique or other vehicles when produced on equipment separate from normal production lines for passenger or truck type tires.

"Polybasic Organic Acid Partial Oxidation Manufacturing Process": Any process involving partial oxidation of hydrocarbons with air to manufacture polybasic acids or their anhydrides, such as maleic anhydride, phthalic anhydride, terephthalic acid, isophthalic acid, trimellitic anhydride.

"Portable Grain-Handling Equipment": Any equipment (excluding portable grain dryers) that is designed and maintained to be movable primarily for use in a non-continuous operation for loading and unloading one-turn storage space, and is not physically connected to the grain elevator, provided that the manufacturer's rated capacity of the equipment does not exceed 10,000 bushels per hour.

"Portland Cement Process": Any facility manufacturing portland cement by either the wet or dry process.

"Power Driven Fastener Coating": The coating of nail, staple, brad and finish nail fasteners where such fasteners are fabricated from wire or rod of 0.0254 inch diameter or greater, where such fasteners are bonded into coils or strips, such coils and strips containing a number of such fasteners, which fasteners are manufactured for use in power tools, and which fasteners must conform with formal standards for specific uses established by various federal and national organizations including Federal Specification FF-N-105b of the General Services Administration dated August 23, 1977 (does not include any later amendments or editions; U.S. Army Armament Research and Development Command, Attn: DRDAR-TST, Rock Island, IL 61201), Bulletin UM-25d of the U.S. Department of Housing and Urban Development - Federal Housing Administration dated September 5, 1973 (does not include any later amendments or editions; Department of HUD, 547 W. Jackson Blvd., Room 1005, Chicago, IL 60606), and the Model Building Code of the Council of American Building Officials, and similar standards. For the purposes of this definition, the terms "brad" and "finish nail" refer to single leg fasteners fabricated in the same manner as staples. The application of coatings to staple, brad, and finish nail fasteners may be associated with the incremental forming of such fasteners in a cyclic or repetitious manner (incremental fabrication) or with the forming of strips of such fasteners as a unit from a band of wires (unit fabrication).

"PPM (Vol) - (Parts per Million) (Volume)": A volume/volume ratio which expresses the volumetric concentration of gaseous air contaminant in a million unit volumes of gas.

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"Pressure Release": The emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

"Pressure Tank": A tank in which fluids are stored at a pressure greater than atmospheric pressure.

"Prime Coat": The first film of coating material applied in a multiple coat operation.

"Prime Surfer Coat": A film of coating material that touches up areas on the surface not adequately covered by the prime coat before application of the top coat.

"Process": Any stationary emission source other than a fuel combustion emission source or an incinerator.

"Process Unit": Components assembled to produce, as intermediate or final products, one or more of the chemicals listed in 35 Ill. Adm. Code 215. Appendix D. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

"Process Unit Shutdown": A work practice or operational procedure that stops production from a process unit or part of a process unit. An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours is not a process unit shutdown. The use of spare components and technically feasible bypassing of components without stopping production is not a process unit shutdown.

"Process Weight Rate": The actual weight or engineering approximation thereof of all materials except liquid and gaseous fuels and combustion air, introduced into any process per hour. For a cyclical or batch operation, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours of operation excluding any time during which the equipment is idle. For continuous processes, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours in one complete operation, excluding any time during which the equipment is idle.

"Production Equipment Exhaust System": A system for collecting and directing into the atmosphere emissions of volatile organic material from reactors, centrifuges and other process emission sources.

"Publication Rotogravure Printing": Rotogravure printing upon paper

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which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements or other types of non-packaging printed materials.

"Purged Process Fluid": Liquid or vapor from a process unit that contains volatile organic material and that results from flushing or cleaning the sample line(s) of a process unit so that an uncontaminated sample may then be taken for testing or analysis.

"Reactor": A vat, vessel or other device in which chemical reactions take place.

"Reasonably Available Control Technology (RACT)": The lowest emission limitation that an emission source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.

"Refinery Fuel Gas": Any gas which is generated by a petroleum refinery process unit and which is combusted at the refinery, including any gaseous mixture of natural gas and fuel gas.

"Refinery Unit, Process Unit or Unit": A set of components which are a part of a basic process operation such as distillation, hydrotreating, cracking or reforming of hydrocarbons.

"Residual Fuel Oil": Fuel oils of grade No. 4, 5 and 6 as specified in detailed requirements for fuel oils A.S.T.M. D-396-69 (1971).

"Restricted Area": The area within the boundaries of any "municipality" as defined in the Illinois Municipal Code, plus a zone extending one mile beyond the boundaries of any such municipality having a population of 1000 or more according to the latest federal census.

"Ringelmann Chart": The chart published and described in the Bureau of Mines, U.S. Department of Interior, Information Circular 8333 (Revision of IC7718) May 1, 1967, or any adaptation thereof which has been approved by the Agency.

"Roadway": Any street, highway, road, alley, sidewalk, parking lot, airport, rail bed or terminal, bikeway, pedestrian mall or other structure used for transportation purposes.

"Roll Printing": The application of words, designs and pictures to a substrate usually by means of a series of hard rubber or metal rolls each with only partial coverage.

"Rotogravure Printing": The application of words, designs and

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pictures to a substrate by means of a roll printing technique in which the pattern to be applied is recessed relative to the non-image area.

"Safety Relief Valve": A valve which is normally closed and which is designed to open in order to relieve excessive pressures within a vessel or pipe.

"Sandblasting": The use of a mixture of sand and air at high pressures for cleaning and/or polishing any type of surface.

"Sensor": A device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.

"Set of Safety Relief Valves": One or more safety relief valves designed to open in order to relieve excessive pressures in the same vessel or pipe.

"Sheet Basecoat": A coating applied to metal when the metal is in sheet form to serve as either the exterior or interior of a can for either two-piece or three-piece cans.

"Shotblasting": The use of a mixture of any metallic or non-metallic substance and air at high pressures for cleaning and/or polishing any type of surface.

"Side-Seam Spray Coat": A coating applied to the seam of a three-piece can.

"Smoke": Small gas-borne particles resulting from incomplete combustion, consisting predominately but not exclusively of carbon, ash and other combustible material, that form a visible plume in the air.

"Smokeless Flare": A combustion unit and the stack to which it is affixed in which organic material achieves combustion by burning in the atmosphere such that the smoke or other particulate matter emitted to the atmosphere from such combustion does not have an appearance density or shade darker than No. 1 of the Ringelmann Chart.

"Solvent Cleaning": The process of cleaning soils from surfaces by cold cleaning, open top vapor degreasing or conveyorized degreasing.

"Specialty High Gloss Catalyzed Coating": Commercial contract finishing of material prepared for printers and lithographers where the finishing process uses a solvent-borne coating, formulated with a

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catalyst, in a quantity of no more than 12,000 gallons/year as supplied, where the coating machines are sheet fed and the coated sheets are brought to a minimum surface temperature of 190° F, and where the coated sheets are to achieve the minimum specular reflectance index of 65 measured at a 60 degree angle with a gloss meter.

"Splash Loading": A method of loading a tank, railroad tank car, tank truck or trailer by use of other than a submerged loading pipe.

"Stack": A flue or conduit, free-standing or with exhaust port above the roof of the building on which it is mounted, by which air contaminants are emitted into the atmosphere.

"Standard Conditions": A temperature of 70° F and a pressure of 14.7 pounds per square inch absolute (psia).

"Standard Cubic Foot (scf)": The volume of one cubic foot of gas at standard conditions.

"Startup": The setting in operation of an emission source for any purpose.

"Stationary Emission Source": An emission source which is not self-propelled.

"Stationary Storage Tank": Any container of liquid or gas which is designed and constructed to remain at one site.

"Submerged Loading Pipe": Any loading pipe the discharge opening of which is entirely submerged when the liquid level is 6 inches above the bottom of the tank. When applied to a tank which is loaded from the side, any loading pipe the discharge of which is entirely submerged when the liquid level is 18 inches or two times the loading pipe diameter, whichever is greater, above the bottom of the tank. The definition shall also apply to any loading pipe which is continuously submerged during loading operations.

"Sulfuric Acid Mist": Sulfuric acid mist as measured according to the method specified in 35 Ill. Adm. Code 214.101(b).

"Surface Condenser": A device which removes a substance from a gas stream by reducing the temperature of the stream, without direct contact between the coolant and the stream.

"Synthetic Organic Chemical or Polymer Manufacturing Plant": A plant that produces, as intermediates or final products, one or more of the chemicals or polymers listed in 35 Ill. Adm. Code 215.Appendix D.

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"Top Coat": A film of coating material applied in a multiple coat operation other than the prime coat, final repair coat or prime surfacer coat.

"Transfer Efficiency": the weight or volume ratio of the amount of coating adhering to the material being coated divided by the weight or volume deposited onto a part or product to the total amount of coating solids delivered to the coating applicator and multiplied by 100 to equal a percentage used.

"Tread End Cementing": The application of a solvent-based cement to the tire tread ends.

"True Vapor Pressure": The equilibrium partial pressure exerted by a petroleum liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss From Floating Roof Tanks" (1962).

"Turnaround": The procedure of shutting down an operating refinery unit, emptying gaseous and liquid contents to do inspection, maintenance and repair work, and putting the unit back into production.

"Undertread Cementing": The application of a solvent-based cement to the underside of a tire tread.

"Unregulated Safety Relief Valve": A safety relief valve which cannot be actuated by a means other than high pressure in the pipe or vessel which it protects.

"Vacuum Producing System": Any reciprocating, rotary or centrifugal blower or compressor, or any jet ejector or device that creates suction from a pressure below atmospheric and discharges against a greater pressure.

"Valves Not Externally Regulated": Valves that have no external controls, such as in-line check valves.

"Vapor Balance System": Any combination of pipes or hoses which creates a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapors displaced from the receiving tank are transferred to the tank being unloaded.

"Vapor Collection System": All piping, seals, hoses, connections, pressure-vacuum vents, and other possible sources between the gasoline delivery vessel and the vapor processing unit and/or the storage tanks and vapor holder.

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"Vapor Control System": Any system that prevents release to the atmosphere of organic material in the vapors displaced from a tank during the transfer of gasoline.

"Vapor-Mounted Primary Seal": A primary seal mounted with an air space bounded by the bottom of the primary seal, the tank wall, the liquid surface and the floating roof.

"Vinyl Coating": The application of a topcoat or printing to vinyl coated fabric or vinyl sheets; provided, however, that the application of an organisol or plastisol is not vinyl coating.

"Volatile Organic Liquid": Any liquid which contains volatile organic material.

"Volatile Organic Material": the emissions of volatile organic material which would result from the exposure of a coating, printing ink, fountain solution, tire spray, dry cleaning waste or other similar material to the air, including any drying or curing, in the absence of any control equipment. VOMC is typically expressed as Kg VOM/liter (lb VOM/gallon) of coating or coating solids, or Kg VOM/Kg (lb VOM/lb) of coating material.

Any organic material which participates in atmospheric photochemical reactions unless specifically exempted from this definition. Volatile organic material emissions shall be measured by the reference methods specified under 40 CFR 60, Appendix A (1986) (no future amendments or editions are included), or, if no reference method is applicable, may be determined by mass balance calculations.

For purposes of this definition, the following are not volatile organic materials:

Chlorodifluoromethane
Chloropentafluoroethane
Dichlorodifluoromethane
Dichlorotetrafluoroethane
Ethane
Methane
Methylene chloride
1,1,1, Trichloroethane
Trichlorofluoromethane
Trichlorotrifluoroethane
Trifluoromethane

"Volatile Petroleum Liquid": Any petroleum liquid with a true vapor

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pressure that is greater than 1.5 psia (78 millimeters of mercury) at standard conditions.

"Wastewater (Oil/Water) Separator": Any device or piece of equipment which utilizes the difference in density between oil and water to remove oil and associated chemicals of water, or any device, such as a flocculation tank or a clarifier, which removes petroleum derived compounds from waste water.

"Weak Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration of less than 70 percent by weight.

"Woodworking": The shaping, sawing, grinding, smoothing, polishing and making into products of any form or shape of wood.

(Source: Amended at ___ Ill. Reg. ___ effective ___)

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: Permits and General Provisions

2) Code Citation: 35 Ill. Adm. Code 201

3) Section Number: 201.146
Proposed Action:
Amendments

4) Statutory Authority: Illinois Environmental Protection Act (Ill. Rev. Stat. 1988, ch. 111½, pars. 1010 and 1027)

5) A Complete Description of the Subjects and Issues Involved:

On September 29, 1989, the Illinois Environmental Protection Agency filed a proposal for amendments to 35 Ill. Adm. Code 201, 211, and 215. Amendments to this Part should be read in conjunction with those to the other two parts, which also appear in today's Illinois Register.

The Agency has certified that the proposed amendments meet the "required rule" definition contained in Section 28.2 of the Act. The Agency has stated that the proposal is federally required to meet the reasonable available control technology (RACT) requirements contained in Section 110, 110(a)(h)(ii), 172(b)(2), (5) and (8) of the Clean Air Act.

The proposal contains amendments to the RACT regulations for certain sources of volatile organic materials. The proposal responds to various deficiencies in the Illinois State Implementation Plan identified by the United States Environmental Protection Agency (USEPA). The Agency's proposal is accompanied by a statement of David Kee, Director of the Air and Radiation Division, USEPA Region V. the statement concludes:

If the attached state proposed regulations are adopted by the Illinois Pollution Control Board according to the schedule set forth in Exhibit C of the settlement agreement resolving Wisconsin v. Reilly lawsuit U.S. EPA's intent is to approve these state proposed regulations as a SIP revision in lieu of federal promulgation of these RACT rules.

The potentially affected sources include solvent cleaning operations, coating operations, major sources in urban areas which are non-attainment for ozone, printing and publishing operations, synthetic organic chemical and polymer

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manufacturers, synthetic organic chemicals and polymer manufacturers, petroleum refiners, dry cleaners, paint and ink manufacturers, miscellaneous fabricated product manufacturing processes, miscellaneous formulation manufacturing processes and miscellaneous organic chemical manufacturing processes.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed (amendment) contain incorporations by reference? No

9) Are there any other amendments pending on this Part? Yes
Section Numbers: Proposed Action: Ill. Reg. Citation: 201.405 Amended 13 Ill. Reg. 8782

10) Statement of Statewide Policy Objective (if applicable)? Not Applicable.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Send written comments concerning R89-16 within 45 days of publication in the Illinois Register to the Clerk of the Pollution Control Board, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The Board anticipates scheduling public hearings in November-December, 1989 for receipt of oral comments.

12) Initial Regulatory Flexibility Analysis (if applicable):

A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs: October 10, 1989.

B) Types of small businesses affected: The amendments to this Part modify a permit exemption for plants with painting operations using less than 5,000 gallons of paint (including thinner) per year. Small business with coating lines subject to Part 215, Subparts F & PP may be required to obtain permits. Businesses which may be subject to these Subparts include those with coating lines for automobiles or light duty trucks, cans, paper, coils, fabrics, vinyl metal furniture, large appliances, magnet

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wire, power driven fasteners, miscellaneous small metal parts and products, heavy duty off-highway vehicle products, wood furniture, locomotives, and miscellaneous fabricated products.

- C) Reporting, bookkeeping or other procedures required for compliance: Preparation of permit applications.
- D) Types of professional skills necessary for compliance: Employees or consultants capable of preparing permit applications.

The full text of the adopted amendments begins on the next page:

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER a: PERMITS AND GENERAL PROVISIONS

PART 201
PERMITS AND GENERAL PROVISIONS

SUBPART A: DEFINITIONS

Section	Other Definitions
201.101	Definitions
201.102	Abbreviations and Units
201.103	Incorporations by Reference
201.104	

SUBPART B: GENERAL PROVISIONS

Section	Existence of Permit No Defense
201.121	Proof of Emissions
201.122	Burden of Persuasion Regarding Exceptions
201.123	Annual Report
201.124	Severability
201.125	Repeater
201.126	

SUBPART C: PROHIBITIONS

Section	Prohibition of Air Pollution
201.141	Construction Permit Required
201.142	Operating Permits for New Sources
201.143	Operating Permits for Existing Sources
201.144	Exemptions from Permit Requirement
201.146	Former Permits
201.147	Operation Without Compliance Program and Project
201.148	Completion Schedule
201.149	Operation During Malfunction, Breakdown or Startups
201.150	Circumvention
201.151	Design of Effluent Exhaust Systems

SUBPART D: PERMIT APPLICATIONS
AND REVIEW PROCESS

Section	Contents of Application for Construction Permit
201.152	Incomplete Applications
201.153	

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201.154 Signatures
 201.155 Standards for Issuance
 201.156 Conditions
 201.157 Contents of Application for Operating Permit
 201.158 Incomplete Applications
 201.159 Signatures
 201.160 Standards for Issuance
 201.161 Conditions
 201.162 Duration
 201.163 Joint Construction and Operating Permits
 201.164 Design Criteria
 201.165 Hearings

SUBPART F: RENEWAL, REVOCATION, REVISION
AND APPEAL

Section
 201.207
 201.209
 201.210

Revocation
 Revisions to Permits
 Appeals from Conditions

SUBPART H: COMPLIANCE PROGRAMS AND
PROJECT COMPLETION SCHEDULES

Section
 201.241
 201.242
 201.243
 201.244
 201.245
 201.246
 201.247

Contents of Compliance Program
 Contents of Project Completion Schedule
 Standards for Approval
 Revisions
 Effects of Approval
 Records and Reports
 Submission and Approval Dates

SUBPART I: MALFUNCTIONS, BREAKDOWNS OR STARTUPS

Section
 201.261
 201.262
 201.263
 201.264
 201.265

Contents of Request for Permission to Operate
 During a Malfunction, Breakdown or Startup
 Standards for Granting Permission to Operate During
 a Malfunction, Breakdown or Startup
 Records and Reports
 Continued Operation or Startup Prior to Granting of
 Operating Permit
 Effect of Granting of Permission to Operate During
 a Malfunction, Breakdown or Startup

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Section
 201.281
 201.282
 201.283

SUBPART J: MONITORING AND TESTING

Permit Monitoring Equipment Requirements
 Testing
 Records and Reports

SUBPART K: RECORDS AND REPORTS

Section
 201.301
 201.302

Records
 Reports

SUBPART L: CONTINUOUS MONITORING

Section
 201.401
 201.402
 201.403
 201.404
 201.405
 201.406
 201.407
 201.408

Continuous Monitoring Requirements
 Alternative Monitoring
 Exempt Sources
 Monitoring System Malfunction
 Excess Emission Reporting
 Data Reduction
 Retention of Information
 Compliance Schedules

Appendix A
 Appendix B
 Appendix C

Rule Into Section Table
 Section Into Rule Table
 Past Compliance Dates

AUTHORITY: Implementing Section 10 and authorized by Section 27
 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch.
 111½, pars. 1010 and 1027)

SOURCE: Adopted as Chapter 2: Air Pollution, Part I: General
 Provisions, in R71-23, 4 PCB 191, filed and effective April 14,
 1972; amended in R78-3 and 4, 35 PCB 75 and 243, at 3 Ill. Reg.
 30, p. 124, effective July 28, 1979; amended in R80-5, at 7 Ill.
 Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg.
 13579; amended in R82-1 (Docket A) at 10 Ill. Reg. 12628, 2066,
 effective July 7, 1986; amended in R87-38 at 13 Ill. Reg. 2066,
 effective February 3, 1989; amended in R89-16 at ____ Ill.
 Reg. ____, effective ____.

Section 201.146 Exemptions from Permit Requirement

No permit is required for the following classes of equipment:

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- a) Air contaminant detectors or recorders, combustion controllers or combustion shutoffs;
- b) Air conditioning or ventilating equipment not designed to remove air contaminants generated by or released from associated equipment;
- c) Fuel burning emission sources for indirect systems and for heating and reheating furnace systems used exclusively for residential or commercial establishments using gas and/or fuel oil exclusively with a total capacity of less than 14.6 MW (50 mmbtu/hr) input;
- d) Fuel burning emission sources other than those listed in subsection (c) for indirect heating systems with a total capacity of less than 293 kW (1 mmbtu/hr) input;
- e) Mobile internal combustion and jet engines, marine installation and locomotives;
- f) Laboratory equipment used exclusively for chemical or physical analysis;
- g) Painting operations at a plant, which plant uses paint not in excess of 18,925 l (5,000 gal) of paint (including thinner) per year; except coating lines subject to the requirements of 215.35 Ill. Adm. Code Subparts F and PP;
- h) Any emission source acquired exclusively for domestic use, except that a permit shall be required for any incinerator and for any burning emission source using solid fuel with a total capacity of 14.6 MW (50 mmbtu/hr) input or more;
- i) Stationary internal combustion engines of less than 1118 kW (1500 horsepower);
- j) Stacks or vents used to prevent the escape of sewer gases through plumbing traps;
- k) Safety devices designed to protect life and limb, provided that safety devices associated with an emission source shall be included within the permit for such emission source;

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- l) Storage tanks for liquids for retail dispensing except for storage tanks located at gasoline dispensing facilities that are subject to the requirements of 35 Ill. Adm. Code 215.583;
- m) All printing operations using less than 2839 l (750 gal) of organic solvents per year;
- n) Storage tanks of organic liquids with a capacity of less than 18,925 l (5000 gal) except for storage tanks located at gasoline dispensing facilities that are subject to the requirements of 35 Ill. Adm. Code 215.583;
- o) Flanged and threaded pipe connections, vessel manways and process valves capable of discharging specified air contaminants to the atmosphere;
- p) Sampling connections used exclusively to withdraw materials for laboratory testing and analyses;
- q) All storage tanks of Illinois crude oil with capacity of less than 151,400 l (40,000 gal) located on oil field sites;
- r) All organic material-water single or multiple compartment effluent water separator facilities for Illinois crude oil of vapor pressure of less than 34.5 kPa absolute (5 psia);
- s) Grain-handling operations, exclusive of grain-drying operations, with an annual grain through-put not exceeding 300,000 bushels;
- t) Grain-drying operations with a total grain-drying capacity not exceeding 750 bushels per hour for 5% moisture extraction at manufacturer's rated capacity, using the American Society of Agricultural Engineers Standard 248.2, Section 9, Basis for Stating Drying Capacity of Batch and Continuous-Flow Grain Dryers incorporated by reference in Section 201.104.†
- u) Portable grain-handling equipment and one-turn storage space;
- v) Cold cleaning. degreasers;

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- w) Coin-operated dry cleaning operations; and
- x) Dry cleaning facilities consuming less than 30 gallons per month (360 gallons per year) of perchloroethylene.

(Source: Amended at ___ Ill. Reg. ___ effective ____)

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NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS

- 2) Code Citation: 89 Ill. Adm. Code 120

- 3) Section Numbers: Proposed Action:

120.20 Amendment
120.61 Amendment
120.285 Amendment
120.379 New Section
120.385 Amendment
120.386 New Section

- 4) Statutory Authority: Sections 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-4 and 12-13)

- 5) A Complete Description of the Subjects and Issues Involved: Rulemaking appearing in the Illinois Register today under 89 Ill. Adm. Code 103, 112, 113, 114 and 120 implement what has been characterized as the Spousal Impoverishment sections of the Medical Catastrophic Coverage Act. The intent of these provisions is to grant sufficient resources from an institutionalized spouse to a spouse living in the community to allow the community spouse to remain off public assistance. These policies went into effect October 1, 1989.

These provisions allow the institutionalized spouse to transfer a certain level of assets to the community spouse. They also allow a certain amount of the institutionalized spouse's income to be set aside and used by the community spouse or for the benefit of the community spouse rather than applied towards the institutionalized spouse's cost of care in the institution.

The Department made three key decisions in formulating these rules. First, it was determined not to charge any fee for a determination of a couple's assets though a fee is allowed under Federal law. Second, the Department has set the asset level that may be transferred for the use of the community spouse at \$60,000, the maximum allowed by Federal law. Third, the Department has set the income level that may be set aside for the benefit of the community spouse at \$1,500 per month, the maximum allowed by Federal law.

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It is hoped that these changes will mean that a person need not be placed in a position of having to use up all income and resources when that person's spouse has to go into an institution.

- 6) Will these Proposed Amendments replace Emergency Amendments currently in effect? Yes _____ No _____
- 7) Does this rulemaking contain an automatic repeal date? Yes _____ No _____
- 8) Do these Proposed Amendments contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.10	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.20	Amendment	September 29, 1989 (13 Ill. Reg. 14778)
120.30	Amendment	September 29, 1989 (13 Ill. Reg. 14778)
120.31	Amendment	June 30, 1989 (13 Ill. Reg. 9996)
120.60	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.62	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.63	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.70	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.72	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.74	New Section	March 17, 1989 (13 Ill. Reg. 3281)

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Section Numbers	Proposed Action	Illinois Register Citation
120.76	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.284	New Section	October 6, 1989 (13 Ill. Reg. 11929)
120.346	New Section	July 7, 1989 (13 Ill. Reg. 10753)
120.380	Amendment	July 7, 1989 (13 Ill. Reg. 10753)
120.382	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.384	New Section	October 6, 1989 (13 Ill. Reg. 11929)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762, (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment is identical to the text of the Emergency Amendment which appears in this issue of the Register on page 16589.

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NOTICE OF PROPOSED AMENDMENT(S)

NOTICE OF PROPOSED AMENDMENT(S)

1) Heading of the Part: Issuance of Licenses

2) Code Citation: 92 Ill. Adm. Code 1030

3) Section Numbers: Proposed Action

1030.95

Amendment

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-104(b); Foreign Missions Act (22 U.S.C. 4301 et seq.).

5) A Complete Description of the Subjects and Issues Involved: Federal law now requires that the United States Department of State exclusively issue all consular licenses. The Office of the Secretary of State has agreed to test consular license applicants on behalf of the United States Department of State. This Section as amended will allow the Office of the Secretary of State to issue consular licenses only to persons representing countries not recognized by the United States Department of State.

6) Will this proposed rulemaking replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed rulemaking contain incorporations by reference? No, this amendment does not contain incorporations by reference.

9) Are there any other amendments pending on this part? Yes.

Section Number	Proposed Action	Illinois Register Citation
1030.65	Amendment	13 Ill. Reg. 14019 (September 8, 1989)
1030.89	Amendment	13 Ill. Reg. 7892 (May 26, 1989)
1030.91	New Section	13 Ill. Reg. 14344 (September 15, 1989)

10) Statement of Statewide Policy Objective: This proposed amendment will have no effect on local units of government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: The Secretary of State will fully consider all comments received within 45 days of the date this notice is published. All comments must be in writing and should be sent to:

Nancy Short
Assistant Counsel to the Secretary
2701 S. Dirksen Parkway
Springfield, IL 62723
217/782-5356

12) Initial Regulatory Flexibility Analysis: After careful consideration, the Secretary of State does not feel this amendment will affect any types of small businesses and it has not been submitted to the Small Business Office of the Department of Commerce and Community Affairs.

The full text of the proposed amendment begins on the next page.

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NOTICE OF PROPOSED AMENDMENT(S)

TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 1030
ISSUANCE OF LICENSES

- Section 1030.10 What Persons Shall Not be Licensed or Granted Permits
- 1030.11 Procedure for Obtaining a Driver's License
- 1030.15 Cite for Re-examination
- 1030.20 Classification of Drivers-References
- 1030.30 Classification Standards
- 1030.40 Fifth Wheel Equipped Trucks
- 1030.50 Bus Driver's Authority, Religious Organization
- 1030.55 Commuter Van Driver Operating a For-Profit Ridesharing Arrangement
- 1030.60 Employer Certification Program
- 1030.63 Religious Exemption for Social Security Numbers
- 1030.65 Instruction Permits
- 1030.70 Driver's License Testing/Vision Screening
- 1030.75 Arrangements Other Than Standard Eye Glasses or Contact Lens(es)
- 1030.80 Driver's License Testing/Written Test
- 1030.84 Vehicle Inspection
- 1030.85 Driver's License Testing/Road Test
- 1030.86 Multiple Attempts/Road Test
- 1030.88 Exemption of Facility Administered Road Test
- 1030.89 Temporary Licenses
- 1030.90 Requirement for Photograph and Signature of Licensee
- On Driver's License
- 1030.92 Restrictions
- 1030.93 Restricted Local Licenses
- 1030.94 Duplicate or Corrected Driver's License or Instruction Permit
- 1030.95 Diplomatic and Consular Licenses
- 1030.100 Anatomical Gift Donor
- 1030.110 Emergency Medical Information Card
- 1030.115 Change-of-Address
- 1030.120 Issuance of a Probationary License
- 1030.130 Grounds for Cancellation of a Probationary License
- Appendix A Questions Asked of a Driver's License Applicant
- Appendix B Acceptable Identification Documents

AUTHORITY: Implementing Article I of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 6-100 et seq.) and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-104(b)).

SOURCE: Filed March 30, 1971; amended at 3 Ill. Reg. 7, p. 13, effective April 2, 1979; amended at 4 Ill. Reg. 27, p. 422, effective June 23, 1980; amended at 6 Ill. Reg. 2400, effective February 10, 1982; codified at 6 Ill. Reg. 12674;

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amended at 9 Ill. Reg. 2716, effective February 20, 1985; amended at 10 Ill. Reg. 303, effective December 24, 1985; amended at 10 Ill. Reg. 18182, effective October 14, 1986; amended at 11 Ill. Reg. 9331, effective April 28, 1987; amended at 11 Ill. Reg. 18292, effective October 23, 1987; amended at 12 Ill. Reg. 3027, effective January 14, 1988; amended at 12 Ill. Reg. 13221, effective August 1, 1988; amended at 12 Ill. Reg. 16915, effective October 1, 1988; amended at 12 Ill. Reg. 19777, effective November 15, 1988; amended at 13 Ill. Reg. 5192, effective April 1, 1989; amended at 13 Ill. Reg. 7808, effective June 1, 1989; amended at 13 Ill. Reg. 12880, effective July 19, 1989; amended at 13 Ill. Reg. 12978, effective July 19, 1989; amended at 13 Ill. Reg. 13898, effective August 22, 1989; amended at 13 Ill. Reg. 15112, effective September 8, 1989; amended at 13 Ill. Reg. _____, effective _____.

Section 1030.95 Diplomatic and Consular Licenses

- a) For purposes of this Section, the Secretary of State shall adopt the following definitions:

"Applicant" - diplomat or e Consul, his/her immediate family or employees applying for a driver's license in Illinois an Illinois driver's license.

"Consul" - person appointed by a foreign country, not recognized by the United States Department of State, to live in the United States and conduct business on behalf of his/her own government.

"Diplomat" - a representative of a foreign country who conducts business with the United States in the interest of his/her own government.

"Distinctive Number" - a number listed in sequential order.

- b) A diplomat or consul who wishes to obtain an Illinois driver's license shall report to a Secretary of State's Driver Services facility and shall submit a letter on the consulate letterhead stating that he/she is a diplomat or consul, and submit his/her passport for review, along with a letter on the consulate letterhead stating that he/she is an appointed consul. Immediate family members and employees of the consul shall submit to the facility a letter on consulate letterhead stating the applicant's association with the consulate.

- c) The applicant shall pass a vision test, a road test, and a written test, in accordance with Sections 1030.70, 1030.80 and 1030.85.

- d) As the applicant does not have in lieu of a social security number, a distinctive number will be assigned by the Driver Services Department of the Secretary of State's Central Office in Springfield.

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- e) Statutory fees shall be charged to all applicants and members of the consulate and diplomatic staff pursuant to Section 6-118 of the Illinois Driver Licensing Law of the Illinois Vehicle Code. (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-118.)
- f) Applicants shall immediately notify the Driver Services Central Office in Springfield upon termination of his/her association with the consulate.

(Source: Amended at 13 Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENT(S)

- 1) Heading of the Part: Regulations under Illinois Securities Law of 1953
- 2) Code Citation: 14 Ill. Adm. Code 130
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
130.100	Amendment
130.140	Amendment
130.201	Amendment
130.221	New Section
130.233	New Section
130.244	Amendment
130.247	New Section
130.370	New Section
130.440	Amendment
130.441	Amendment
130.442	Amendment
130.491	New Section
130.532	Amendment
130.533	Amendment
130.700	Amendment
130.701	New Section
130.805	New Section
130.822	Amendment
130.823	New Section
130.824	Amendment
130.827	Amendment
130.828	New Section
130.829	New Section
130.832	Amendment
130.842	Amendment
130.844	Amendment
130.852	Amendment
130.1100	Amendment
130.1101	Amendment
130.1102	Amendment
130.1103	New Section
130.1104	New Section
130.1105	New Section
130.1106	New Section
130.1107	New Section
130.1108	New Section
130.1109	New Section
130.1110	New Section
130.1111	Renumbered; Amendment
130.1112	Renumbered; Amendment
130.1113	New Section
130.1114	New Section
130.1115	New Section

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130.1116 New Section
130.1117 New Section
130.1118 New Section
130.1119 New Section
130.1120 New Section
130.1121 Amendment
130.1122 Amendment
130.1123 Amendment
130.1124 New Section
130.1125 New Section
130.1126 New Section
130.1127 New Section
130.1128 New Section
130.1129 New Section
130.1520 New Section

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121 1/2, par. 137.11(A)

5) A Complete Description of the Subjects and Issues Involved:

Section 130.100 - reflects the mailing addresses of the Springfield and Chicago offices.

Section 130.140 - reflects that additional documents filed with the Securities Department are subject to the Rule.

Section 130.201 - defines additional investments as investment contracts.

Section 130.221 - sets forth exclusions from the definition of "investment adviser."

Section 130.233 - defines the phrase "promissory note or draft, bill of exchange or bankers' acceptance."

Section 130.244 - defines the type of report to be filed.

Section 130.247 - defines the term "public" for purposes of disclosure of information.

Section 130.370 - set forth the National Association of Securities Dealers Automated Quotation System National Market System as a recognized Automated Quotation System.

Section 130.440 - reflects changes in filing requirements and other clarifying and conforming changes.

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Section 130.441 - sets forth procedures to calculate the number of subscribers and purchasers and clarifying changes.

Section 130.442 - sets forth an additional representation in the report of sale and conforming changes.

Section 130.491 - sets forth the information required in the report of sale.

Section 130.532 - sets forth procedures for the registration of additional securities.

Section 130.533 - sets forth additional requirements for filing post-effective amendments for registrations by qualification and clarifying changes.

Section 130.700 - sets forth conforming changes.

Section 130.701 - sets forth the required information to be included in an application for registration of investment fund shares.

Section 130.805 - sets forth persons who are exempted from registration as an investment adviser and the procedures for other persons to petition the Secretary of State for an exemption from registration as an investment adviser.

Section 130.822 - sets forth examinations to determine sufficient knowledge of each principal of a registered dealer.

Section 130.823 - sets forth procedures to request a waiver of the dealer, salesperson or investment adviser examination requirements.

Section 130.824 - sets forth financial statements required to be filed by registered investment advisers.

Section 130.826 - sets forth net capital requirements of a registered dealer.

Section 130.827 - sets forth procedures for a registered dealer to request acknowledgement that a transaction was unsolicited.

Section 130.828 - sets forth procedure for registered dealers to file notice of adverse financial conditions.

Section 130.829 - sets forth investor protection requirements for registered dealers and exceptions therefrom.

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Section 130.832 - sets forth examination requirements for registered salespersons.

Section 130.842 - sets forth examination requirements for registered investment advisers.

Section 130.844 - sets forth the statement of financial condition to be filed by certain investment advisers.

Section 130.852 - reflects a clarification of the type of compensation that an investment adviser can charge.

Section 130.1100 - clarifies to provide that hearings are to be held without unnecessary delays and technical changes.

Section 130.1101 - repeals existing section and sets forth the qualifications and duties of a hearing officer.

Section 130.1102 - defines a contested case for purposes of administrative hearings.

Section 130.1103 - sets forth the information required in notices of hearing, the method of service, time frame to serve such notice and technical changes.

Section 130.1104 - sets forth procedures for a respondent to file an answer after Notice of Hearing is issued in an administrative case.

Section 130.1105 - reflects procedure to amend or withdraw a Notice of Hearing.

Section 130.1106 - sets forth the person who may appear at an administrative hearing.

Section 130.1107 - sets forth the method of contesting the Secretary of State's jurisdiction.

Section 130.1108 - sets forth the procedure to substitute parties to an administrative hearing.

Section 130.1109 - sets forth the sanctions for the failure to appear at an administrative hearing.

Section 130.1110 - reflects the types of motions which can be made at an administrative hearing.

Section 130.1111 - sets forth the procedures to grant a continuance of an administrative hearing to a future date.

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Section 130.1112 - sets forth the authority of the hearing officer to administer oaths, subpoena witnesses or documents, examine witnesses and rule upon admissibility of evidence.

Section 130.1113 - sets forth the size, content and service of documents in an administrative hearing.

Section 130.1114 - sets forth the procedure to demand a bill of particulars and a response in an administrative hearing.

Section 130.1115 - sets forth the procedures for discovery of evidence and exceptions to such discovery in an administrative hearing.

Section 130.1116 - sets forth the procedure for the examination of witnesses at an administrative hearing.

Section 130.1117 - sets forth the procedure to obtain a subpoena for the attendance of witnesses or production of documents at an administrative hearing and sets fees.

Section 130.1118 - reflects the purposes of an form of pre-administrative hearing conferences.

Section 130.1119 - reflects the requirements to make and maintain a record of a pre-administrative hearing conference.

Section 130.1120 - reflects the sequence of events to be followed at an administrative hearing.

Section 130.1121 - reflects the documents which constitute the appeal of an administrative order.

Section 130.1122 - reflects the method to enter a final administrative order and basis required for the entry of such order.

Section 130.1123 - sets forth the burden of proof and standard of proof at an administrative hearing.

Section 130.1124 - reflects the method to create a record of an administrative hearing.

Section 130.1125 - sets forth the methods that parties to an administrative hearing can stipulate to facts.

Section 130.1126 - reflects that administrative hearings are open to the public and limits the method of recording such hearings.

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- Section 130.1127 - sets forth the method to correct a transcript of an administrative hearing.
- Section 130.1128 - reflects situations where administrative fines are an appropriate remedy.
- Section 130.1129 - sets forth procedures to seek a rehearing or an additional administrative hearing.
- Section 130.1520 - sets forth procedures to request a non-binding statement.

- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? Yes
- 9) Are there any other proposed amendments pending on this Part? Yes
- 10) Statement of Statewide Policy Objectives: Does not effect small businesses.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: All comments must be in writing and directed to:

Mardyth E. Pollard
Illinois Securities Department
900 South Spring Street
Springfield, IL 62704

- 12) Initial Regulatory Flexibility Analysis: N/A

The full text of the Proposed Rules beings on the next page:

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TITLE 14: COMMERCE
SUBTITLE A: REGULATION OF BUSINESS
CHAPTER I: SECRETARY OF STATE

PART 130

REGULATIONS UNDER ILLINOIS SECURITIES LAW OF 1953

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130.202 Definition of the Term "Fractional Undivided Interest", as Used in Section 2.1 of the Act with Reference to Oil and/or Gas Leases, Rights or Royalties
130.205 Definition of the Term "Issuer" as Used in Section 2.2 of the Act as Applied to Fractional Interests in Oil, Gas and Other Mineral Leases, Rights or Royalties
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130.234	Definition, For Certain Purposes, of the Terms "Employee Security-Purchase Plan", "Employee Profit-Sharing Trust or Plan", "Employee Pension Trust or Plan", as Used in Section 3.N and Section 3.O of the Act
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 130.1661 Investors Syndicate of America, Inc.
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- 130.1701 Inspection of Applications
 130.1702 Inspection of Dealer, Salesperson and Investment Adviser Records
 130.1703 Non-Public Distribution of Information

AUTHORITY: Implementing and authorized by The Illinois Securities Law of 1953 (Ill. Rev. Stat. 1987, ch. 121 1/2, par. 137.1 et seq.).

SOURCE: Filed February 23, 1977, effective March 5, 1977; amended at 5 Ill. Reg. 9139, effective August 27, 1981; amended at 6 Ill. Reg. 6455, effective May 19, 1982; codified at 6 Ill. Reg. 12674; emergency amendment at 7 Ill. Reg. 17427, effective December 31, 1983, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 1476, effective January 18, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 3803, effective March 14, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13419, effective July 12, 1984; amended at 8 Ill. Reg. 13840, effective July 19, 1984; emergency amendment at 8 Ill. Reg. 13889, effective July 20, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 208, effective December 20, 1984; emergency amendment at 10 Ill. Reg. 393, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 10753, effective June 3, 1986; recodified at 10 Ill. Reg. 19554; emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days; amended at _____ Ill. Reg. _____, effective _____; amended at _____ Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

SUBPART A: RULES OF GENERAL APPLICATION

Section 130.100 Business Hours of the Securities Department of the Secretary

- a) The principal office of the Securities Department at 900 S. Spring Street of the Secretary of State, Springfield, Illinois 62704, is open each day, except Saturdays, Sundays and holidays, from 8:00 a.m. to 4:30 p.m. Central Standard Time or Central Daylight Savings Time, whichever is currently in effect in Springfield.
- b) An office of the Securities Department of the Secretary of State at 188 West Randolph Street, Chicago, Illinois 60601 is open each day, except Saturdays, Sundays and holidays, from 8:30 a.m. to 5:00 p.m. Central Standard Time or Central Daylight Savings Time, whichever is currently in effect in Chicago.

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(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 130.140 Requirements as to Proper Form

Any document filed with the Secretary pursuant to the Act An application for registration shall be prepared in accordance with the form, if any, prescribed therefor by the Secretary of State as in effect on the date of filing. Any such document application for registration shall be deemed to be filed on the proper form unless objection to the form is made by the Securities Department. Secretary of State

(Source: Amended at _____ Ill. Reg. _____, effective _____)

SUBPART B: DEFINITIONS

Section 130.201 Definition of the Term "Investment Contract", as Used in Section 2.1 of the Act

The term "investment contract" shall include, but not be limited to: means and includes

- a) any interest or participation in a contract, transaction, scheme, common enterprise, or profit-seeking venture whereby the investor transfers capital to the promoter or promoter thereof or invests therein and looks to the promoter or promoters for the success of the venture;
- b) any interest as a limited partner in a limited partnership;
- c) any investment with regard to completion costs of any oil, gas, or other mineral lease, right or royalty; and
- d) any enterprise or venture whereby the investor is solicited to transfer initial capital to an enterprise on the promise or inducement that a value or benefit will accrue to the investor from the enterprise where the investor's capital is placed at risk by the enterprise and the investor asserts no managerial or operational control over the enterprise.

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investor's capital is placed at risk by the enterprise and the investor asserts no managerial or operational control over the enterprise.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 130.221 Exclusion of Certain Persons from the Definition of Investment Adviser in Section 2.11 of the Act

Any person whose investment advice is limited to providing such advice to his or her employer as part of the employee's regular assigned duties, who receives no special compensation on account of such advice (other than salary and other compensation alternatives generally available to persons at a similar level of responsibility within the employer) and who is not held out to the public as an investment adviser to the employer is hereby designated as a person not within the intent of Section 2.11 of the Act pursuant to Section 2.11(6) thereof.

(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.233 Definition of the Phrase "Promissory Note or Draft, Bill of Exchange or Bankers' Acceptance" as Used in Section 3(L) of the Act

The phrase "promissory note or draft, bill of exchange or bankers' acceptance" as used in Section 3(L) of the Act shall mean a negotiable security which is eligible for discounting by banks which are members of the Federal Reserve System.

(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.244 Definition of "Issuer Required to File Reports Pursuant to the Provisions of Section 13 or Section 15(d) of the Federal 1934 Act" with Respect to Certain Foreign Private Issuers and "Reports Required to be Filed at Regular Intervals Pursuant to the Provisions of Section 13 or Section 15(d)" as Used in Section 4(F)(1) 4-P-11 of the Act with Respect to Certain Foreign-Private-Issuers

a) "Issuer required to file reports pursuant to the provisions of Section 13 or Section 15(d) of the Federal 1934 Act" as used in Section 4(F)(1) 4-P-11 of the Act shall be deemed to include any foreign private issuer with respect to which there is furnished to the United States Securities and Exchange Commission the information

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specified in Rule 12g 3-2(b) under the Federal 1934 Act, 17 CFR 6-F-R-Section 240.3b-4(c) as in effect on July 1, 1989 January-17-1986, and "reports required to be filed at regular intervals pursuant to the provisions of Section 13 or Section 15(d)" shall be deemed to include the information furnished by such an issuer to the United States Securities and Exchange Commission pursuant to Rule 12g 3-2(b) under the Federal 1934 Act. For purposes of this Section, the term "foreign private issuer" shall have the meaning ascribed thereto in Rule 3b-4(c) under the Federal 1934 Act, 17 CFR 6-F-R-Section 240.3b-4(c), as in effect on July 1, 1989 January-17-1986.

b) The term "reports required to be filed at regular intervals pursuant to the provisions of Section 13 or Section 15(d)" as used in Section 4(F)(1)(c) of the Act shall not include any current report on Form 8-K required to be filed with the SEC; provided, however, that such term as used in Section 4(F)(1)(d) of the Act shall include any current report on Form 8-K which, to the actual knowledge of the dealer, has been filed under the Federal 1934 Act.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 130.247 Definition of the Term "Public" as Used in Section 4(G)(4) of the Act

The term "public" as used in Section 4(G)(4) of the Act shall not include:

- a) A purchaser of the securities named in the Report of Sale, so long as the information disclosed is limited to the information in such Report, if any, concerning the sale of securities to the person requesting the information;
- b) The issuer, controlling person or dealer who filed the Report of Sale with respect to which information is disclosed, or on whose behalf such Report of Sale was filed with the Secretary;
- c) The agent, representative or attorney of a person referred to in subsection (a) or (b) of this Section, provided that such agent, representative or attorney submits written authorization from such person authorizing the release of such information with respect to such person;

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d) Any state, federal or other governmental agency, or any self-regulatory organization registered under the Federal 1934 Act or Federal 1936 Act, provided the following conditions are satisfied:

- 1) The party seeking the information submits a written request therefor to the Securities Department;
- 2) The written request contains a representation that the information has been requested for purposes of gathering information in connection with an investigation being conducted by the respective governmental or self-regulatory authority; and
- 3) The written request contains an undertaking on behalf of the respective governmental authority or self-regulatory organization which provides that any information or documents tendered in response to the request shall not be disclosed to any person not employed outside of the government or self-regulating organization conducting the investigation without prior written approval of the Securities Director, or his or her designee unless so ordered by a court of competent jurisdiction.

(Source: Added at Ill. Reg. _____, effective _____)

SUBPART C: EXEMPT SECURITIES

Section 130.370 Automated Quotation System Deemed to Have Substantially Equivalent Standards for Designation as Required By One or More Exchanges Set Forth in Section 3(G) of the Act

The National Association of Securities Dealers Automated Quotation National Market System shall be deemed for purposes of Section 3(G) of the Act to be an automated quotation system with standards for designation that are substantially equivalent to the standards that are required for listing on one or more of the exchanges set forth in Section 3(G) of the Act.

(Source: Added at Ill. Reg. _____, effective _____)

SUBPART D: EXEMPT TRANSACTIONS

Section 130.440 Procedures for Filing Reports of Sale under Section 4(G) -4.6 of the Act

a) On or after January 1, 1990, the issuer, the controlling person, or dealer shall file with the Springfield office of the Securities Department one copy of the Report of Sale on Form 4G manually signed by a person duly designated by the filing party, accompanied by the filing fee referred to below:

- 1) A) no later than 3 6 months after the first sale of securities made to an Illinois resident in reliance upon Section 4(G) 4.6 of the Act; and
- 2) B) thereafter until all such sales have been concluded, every 3 6 months after the date of the first sale of securities made to an Illinois resident in reliance upon Section 4(G) 4.6 of the Act) subsequent to the date upon which the most recent prior Report of Sale was required to be filed with the Securities Department. ~~until all such sales have been concluded, and~~

~~C) no later than 30 days after the date on which the issuer controlling person or dealer as the case may be determines that no further sales of securities will be made to Illinois residents in reliance upon Section 4.6 of the Act; provided that such date shall be no later than the date of the last sale of securities pursuant to that offering of which the securities being offered in reliance upon Section 4.6 of the Act are a part.~~

2) Notwithstanding the foregoing if the sales have been concluded within any 6-month period described in subparagraph (A) or (B) of paragraph (1) and the Report of Sale is filed no later than the end of that period but within the 30-day period described in subparagraph (C) of paragraph (1), then only one Report of Sale need be filed for that period.

b) The filing fee for each Report of Sale required under Section 4(G) 4.6 of the Act shall be 1/10th of 1% of the aggregate dollar amount reported therein, but not less than the minimum nor more than the maximum fee specified in Section 130.110 130.102 of this Part. The Report of Sale shall not be deemed to be filed until the proper filing fee therefor is delivered submitted to the Springfield office of the Securities Department.

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c) The Securities Department Secretary-of-State will review a Report of Sale submitted under Section 4(G) 4-6 of the Act and notify the filing party of any deficiencies. A Report of Sale shall not be deemed to be filed unless the information required by Section 130.442 of this Part 4-6 of the Act is included therein without any material deficiency.

d) The Securities Department shall Secretary-of-State may impose-in such cases-where-appropriate, a penalty for failure to file any Report of Sale required under Section 4(G) 4-6 of the Act in a timely manner. The penalty for the first failure to file timely shall be an amount equal to the filing fee for that Report of Sale. The penalty for any subsequent failure to file timely shall be an amount equal to five times the filing fee for that Report of Sale \$500.00.

(Source: Amended at ___ Ill. Reg. ___, effective

Section 130.441 Calculation of Number of Persons Under Section 4(G) or 4(M) 46 of the Act

a) Each person purchaser who purchases -acquires securities under Section 4(G) 46 of the Act shall be deemed to be one, and each person who subscribes to purchase or is issued securities under Section 4(M) of the Act shall be deemed to be one, "subscriber", a "person" unless, in each case, such securities are sold to more than one person as joint tenants with right of survivorship. Any sale of securities to two (2) or more persons purchasers as joint tenants with right of survivorship shall be deemed to be a sale to one purchaser or subscriber, as the case may be person.

b) The sale of securities under Section 4(G) 46 or subscription to purchase securities or issuance of securities under Section 4(M) of the Act to any relative, spouse or relative of the spouse of a purchaser or subscriber who has the same principal residence or domicile as the purchaser or subscriber shall not be deemed to be a sale to an additional purchaser or subscriber person.

c) Each entity shall be counted as one purchaser or subscriber, unless the entity was formed for the purpose of acquiring the securities offered, in which event each beneficial owner of equity securities or equity interests

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in the entity shall be counted as a separate purchaser or subscriber for purposes of Section 4(G) or 4(M) of the Act.

(Source: Amended at ___ Ill. Reg. ___, effective

Section 130.442 Report of Sale of Securities pursuant to Section 4(G) 4-6 of the Act for-all-sales-made-after-January-1-1984

The Report of Sale of securities sold in this State in reliance upon Section 4(G) 4-6 of the Act shall contain, but not be limited to:

a) the name, address and telephone number of the issuer, and as applicable, of the controlling person and dealer;

b) a description of the securities sold to residents of this State;

c) the total amount of the securities sold to residents of this State in reliance upon Section 4(G) 4-6 of the Act for the period covered by the Report of Sale and to the date of the Report of Sale;

d) for the sales covered by the Report of Sale, the names and addresses of the purchasers who are reasonably believed to be residents of this State and the dates on which the sales were made; and

e) a representation that the sales covered by the Report of Sale were not made by means of general advertising or general solicitation in this State; and

f) a representation that sales of such securities were not made, commissions were not paid and prospectuses were not delivered, in each case in excess of those permitted by Section 4(G) 4-6 of the Act.

(Source: Amended at ___ Ill. Reg. ___, effective

Section 130.491 Report of Sale of Securities pursuant to Section 4(P) of the Act

The Report of Sale of securities sold in reliance upon Section 4(P) of the Act shall contain, but not be limited to:

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a) the name, address and telephone number of the issuer, and as applicable, of the controlling person and dealer;

b) a description of the securities sold to residents of this State;

c) the total amount of the securities sold to residents of this State in reliance upon Section 4(P) of the Act for the period covered by the Report of Sale and to the date of the Report of Sale;

d) for the sales covered by the Report of Sale, the names and addresses of the purchasers who are reasonably believed to be residents of this State and the dates on which the sales were made;

e) a representation that no commission, discount or other remuneration was paid or given, directly or indirectly, for or on account of the sales covered by the Report of Sale;

f) a representation that as of the date of the Report of Sale:

1) no person owned of record or beneficially securities of the issuer having a value in excess of the lesser of \$5,000 or 4% of the equity capitalization of the issuer;

2) the population of the municipality within which the area that is to be redeveloped is located did not exceed 50,000 as of the last United States Census;

3) all officers and directors of the issuer had been residents of such municipality for not less than 3 years immediately preceding the effectiveness of the offering sheet descriptive of the securities covered by the Report of Sale;

4) no event had occurred which rendered the offering sheet then on file with the Securities Department, including any amendments thereto, misleading, or as the result of which such offering sheet, as amended, omitted to state a material fact necessary to make the statements in the offering sheet, in light of the circumstances, not misleading.

(Source: Added at _____ Ill. Reg. _____, effective _____)

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SUBPART E: REGISTRATION OF SECURITIES

Section 130.532 Registration of Additional Securities Pursuant to Section 5(C)(2) of the Act

The registration of additional securities that are part of the same offering of the same class as other securities for which an application for registration is already in effect shall be effected pursuant to Section 5(C)(2) of the Act by filing an amended cover page to the Form U-1 on file with the Securities Department to reflect the increased amount of securities to be registered and paying to the Securities Department the additional fee specified in Section 130.110 of this Part through a separate application for registration relating to the additional securities and payment of the required additional registration fees.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 130.533 Formal Requirements for Amendments Under Section 5 of the Act

Any amendment -Amendments to an application for registration under Section 5 of the Act shall be filed under cover of an appropriate facing sheet, shall be numbered consecutively in the order in which filed, and shall conform to all pertinent Rules applicable to the original application for registration. Each post-effective amendment which amends a prospectus filed pursuant to Section 5(B) of the Act shall be accompanied by the examination fee specified in Section 130.110 of this Part.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

SUBPART G: INVESTMENT FUND SHARES

Section 130.700 Preamble

The Rules regulations contained in this Subpart shall apply to all investment companies or investment funds or persons issuing investment fund shares as that term is defined in Section 2.15 of the Act and Section 130.225 of this Part and to all investment fund shares registered pursuant to Section Sections-5-and 7 of the Act and, as applicable, to investment fund shares exempt from registration pursuant to Section 3 or 4 of the Act.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

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Section 130.701 Title of Investment Fund Shares Registered Under Section 7 of the Act

Wherever the title of investment fund shares is required to be stated in an application for registration under Section 7(A) of the Act there shall be given such information as will indicate the type and general character of the investment fund shares, including the following:

- a) the name of the issuer;
- b) the type of shares being offered;
- c) the par value of the shares, (if any);
- d) an indication of whether the company is a series company; and
- e) a list of series, portfolios or classes if the company is a series company.

(Source: Added at ___ Ill. Reg. ___, effective ___)

SUBPART H: REGISTRATION OF DEALERS, SALESPERSONS AND INVESTMENT ADVISERS

Section 130.805 Exemptions From Registration as an Investment Adviser Under Section 8(A) of the Act

The Secretary of State pursuant to Section 8(A) of the Act hereby exempts from registration as an investment adviser:

- a) any investment adviser whose only clients in this State are any one or more of the following, whether acting on their own behalf or in some fiduciary capacity:
 - 1) investment companies as defined in the Federal 1940 Investment Company Act;
 - 2) employee pension or profit-sharing plans or trusts having total assets of not less than five million dollars (\$5,000,000.00);
 - 3) governments and governmental agencies or instrumentalities, and whether acting for itself or as a trustee with investment control; or

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- 4) banks, savings banks, savings institutions, trust companies, insurance companies, and building and loan associations and other financial institutions or institutional investors, and any other persons to whom an offer, sale or issuance of a security would be exempt pursuant to Section 4(C), 4(D) or 4(H) of the Act, provided that such persons maintain a net worth of not less than one million dollars (\$1,000,000.00); and

- b) any investment adviser who during the immediately preceding twelve (12) consecutive months did not generally advertise or generally solicit clients in this State and has not had more than five (5) clients in this State in addition to clients of the types specified in subsection (a) of this Section, whether or not such investment adviser is then present in this State.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.822 Examinations Deemed Satisfactory for Purposes of Determining Sufficient Knowledge of Each Principal Under Section 8(B)(9) (a) 8-B-49) of the Act Prior to Registration as a Dealer

- a) Passage of the Series 24 (formerly Series 40 or Series 00) (General Securities Principal Examination) and the Series 63 (Uniform Securities Act Law Examination) conducted by the National Association of Securities Dealers (NASD) shall qualify a principal or principals of legal age in this State an appropriate person or persons on behalf of a registered dealer without limitation in this State.
- b) Passage of the Series 26, 39 or 53 examination and the Series 63 Examination (Uniform Securities Act Law Examination) conducted by the NASD shall qualify by examination a principal or principals of legal age in this State the appropriate person or persons on behalf of a registered dealer for registration in a limited capacity in this State.
 - 1) The Series 26 examination (Investment Company/Variable Contracts Products (ICVC) Principal Examination) shall qualify the registered dealer to offer or sell variable annuities or securities issued by investment companies.

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- 2) The Series 39 (Direct Participation Programs Principal (DPP) Examination) shall qualify the registered dealer to offer or sell direct participation programs in the form of limited partnerships or joint venture interests in tax shelter programs.
- 3) The Series 53 (Municipal Securities Principal Examination) shall qualify the registered dealer to offer or sell securities of municipalities or industrial development revenue obligations.

c) All scheduling for the examinations referred to in subsections (a) and (b) of this Section above shall be made with, and fees paid to, an office of the NASD. The applicant for registration as a dealer shall submit in writing satisfactory evidence of passing the examination prior to registration in this State if such information is not available to the Securities Department through the CRD.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 130.823 Procedure for Requesting Waiver of Dealer, Salesperson or Investment Adviser Examination Requirements

- a) If a person applying for registration as a dealer, salesperson or investment adviser seeks a waiver of the examination requirement as provided in Section 8 of the Act, the request for the waiver shall be in writing on a form and in the manner prescribed by the Secretary.
- b) The request for the waiver of the examination requirement shall contain the following information:

- 1) The business name and address of the dealer (or investment adviser for investment adviser applicants) with which the applicant is or will be associated;
- 2) The official title and connection of the applicant with the dealer (or investment adviser);
- 3) The applicant's legal name;
- 4) The applicant's business address and telephone number;

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- 5) The applicant's residential address and telephone number;
- 6) The applicant's date of birth;
- 7) A list of any other names the applicant has used including the date used, the reason for the name change, and the date the applicant's present name was adopted;
- 8) The amount of ownership of capital stock or partnership interest of the dealer (or investment adviser) that the applicant is associated with;
- 9) The nature and tenure of each job the applicant currently holds or has held for ten (10) years prior to the date of the waiver request. In addition, investment adviser applicants must provide the total aggregate dollar value of investment advisory accounts serviced, whether the applicant had discretionary authority over the accounts, and the total percentage of institutional accounts the applicant serviced;
- 10) The applicant's educational history including degrees received;
- 11) Any professional certifications or designations;
- 12) Any NASD or related examinations taken by the applicant;
- 13) The name, address and business affiliation of three (3) persons to whom the Secretary may address inquiries regarding experience, qualification and standing of the applicant; and
- 14) A list of where the applicant has been licensed or registered as a dealer, salesperson or investment adviser including the state or licensing agency, the type of license or registration and the period during which the registration was effective.

c) The request shall be signed and notarized. By signing the waiver request, the applicant is attesting to the following (unless a detailed explanation is attached):

- 1) The applicant has never had any license or registration as a dealer, investment adviser or

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salesperson, suspended, cancelled or revoked after notice and opportunity for hearing;

- 2) The applicant has never been temporarily or permanently enjoined from acting as an investment adviser, dealer, salesperson or employee thereof or from engaging in or continuing any conduct or practice in connection with activity as an investment adviser, dealer, salesperson, employee thereof or employee of any investment company, financial institution or insurance company after notice and opportunity for hearing;

- 3) The applicant has never been convicted of any felony or misdemeanor involving the purchase or sale of any securities or arising out of any conduct as an investment adviser, dealer, salesperson, employee thereof or employee of any investment company, financial institution or insurance company;

- 4) The applicant has never been permanently or temporarily enjoined from the issuance, offering for sale, sale, promotion, negotiation, advertising or distribution of securities;

- 5) The applicant has never been named as a defendant in any proceeding arising from a complaint alleging a fraudulent act in any transaction of any kind or character;

- 6) The applicant has never been found by any state or federal board, body, department or commission to have willfully made any untrue statement of a material fact in any application for registration or license as a dealer, investment adviser or salesperson or in any report required to be filed with the subject body, board, department or commission or under the Federal 1934 Act or to have willfully omitted to state in such application or report any material fact which is required to be stated therein; and

- 7) The applicant has never been disbarred or suspended from the practice of any profession.

- d) After the Securities Department receives the request, the request shall be granted or denied. The applicant shall be informed in writing of the Securities Department's decision.

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(Source: Added at Ill. Reg. _____, effective _____)

Section 130.824 Financial Statements Reports to be Filed Made by a Registered Dealer Dealers

- a) Each Every dealer registered by the Secretary of State shall file a financial statement reports-of-financial condition containing the information required by a term designated-by the Secretary as follows of-State:

- 1) the statement a-report shall be filed as of an audit a date selected by the dealer within each calendar year;

- 2) the statement such-reports shall be filed no later not-more than the first day of the fourth month 60 days after the selected audit date fiscal-year-date of-the-report-of-financial-condition; and

- 3) the time period covered by the statement reports-for-any-two-consecutive-years shall be the twelve month period immediately following the date of the most recent audited statement; and as-of dates-within-four-months-of-each-other;

- 4) should a dealer elect to change its audit date, a written request for variance in accordance with Section 130.190 of this Part from the filing period covered by the statement shall be filed with the Securities Department in Springfield, Illinois. The request shall include the reason or reasons for the change and an affirmation that the dealer is currently in compliance with the requirements set forth under Section 130.826 of this Part. An unaudited statement, which includes a balance sheet and computations showing compliance with the requirements set forth under Section 130.826 of this Part, shall be filed with the Securities Department and shall be as of a current date. The audited statement when filed shall encompass the entire period of time which has elapsed since the most previous filing of an audited statement.

- b) Each financial statement report-of-financial-condition filed pursuant to subsection paragraph (a) of this Section hereof shall be audited prepared-and-certified by an independent certified public accountant and shall include the following: "

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- 1) a signed independent auditor's report;
- 2) a balance sheet;
- 3) an income statement;
- 4) a statement of cash flow;
- 5) notes to the financial statements, if any;
- 6) a computation of net capital calculated pursuant to either the aggregate indebtedness or the alternative method;
- 7) a statement of changes in liabilities subordinated to the claims of general creditors, if any; and
- 8) a statement of computation for determination of reserve requirements for dealers and Rule 15c3-3 under the Federal 1934 Act, if any.

The statement shall be accompanied by the cover page, if any, designated by the Securities Department.

- c) The Secretary of State may, at his discretion, require any dealer to file submit an interim financial statement report of financial condition as of a date selected by the Secretary of State. The Secretary of State shall specify whether or not the statement is report-if to be audited by an independent certified public accountant.
- d) If an unaudited interim financial statement is reports are required to be filed submitted by a dealer, the statement report shall contain an oath or affirmation that, to the best of the knowledge and the belief of the natural person making the oath or affirmation:
 - 1) the financial statement and supporting schedules are true and correct; and
 - 2) neither the dealer, nor any partner, officer or director, as the case may be, has a proprietary interest in any account classified solely as that of a customer. The oath or affirmation shall be made before a person duly authorized to administer oaths or affirmations. If the dealer is a sole proprietorship, the oath or affirmation shall be made by the proprietor; if a partnership, by the a

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- e) Each financial statement, except the independent auditors' report, the balance sheet and notes, if any, shall be deemed confidential when filed with the Securities Department. The independent auditors' report, the balance sheet and notes, if any, shall be a matter of public record and available to the public upon written request.
- f) Anything to the contrary notwithstanding, all of the information contained in any financial statement shall be available to any federal, state or local law enforcement agency, any state or federal financial regulator or any self-regulatory organization registered under any federal law upon written request to the Securities Department.

(Source: Amended at Ill. Reg. , effective)

Section 130.827 Confirmations

Every dealer, at or before the completion of each transaction with the dealer's customer, shall give or send to the customer written confirmation disclosing:

- a) whether the dealer is acting as agent for the customer, or as a dealer for the dealer's own account, or as an agent for some other person; 7-and
- b) either the name of the person from whom the security was purchased or to whom it was sold for the customer, and the date and time when the transaction took place or the fact that the information will be furnished upon the request of the customer and the source and amount of any commission or other remuneration received or to be received by the dealer in connection with the transaction; and :
- c) in the case of transactions effected in reliance upon 4(N) of the Act, a statement to the effect that the transaction was effected pursuant to an unsolicited order or offer to buy by the customer, and requesting that the customer return to the dealer a written acknowledgment that the order or offer to buy was unsolicited.

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(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 130.828 Notice of Materially Adverse Financial Condition Required to Be Filed With the Securities Department By a Registered Dealer

Each registered dealer which discovers it is no longer in compliance a notice thereof with the requirements under Section 130.826 of this Part shall file with the Securities Department within 24 hours of the discovery of such non-compliance. Such notification shall be made by telegraphic communication, facsimile transmission or such other means of delivery.

(Source: Added at _____ Ill. Reg. _____, effective _____)

Section 130.829 Investor Protection Requirement of a Dealer Registered Under Section 8 of the Act

- a) On and after March 28, 1990, each dealer registered or re-registered with the Secretary under Section 8(B) of the Act shall be a member in good standing of the NASD.
- b) On and after March 28, 1990, each dealer registered or re-registered with the Secretary under Section 8(B) of the Act shall be a member in good standing of the Securities Investor Protection Corporation as established in the Securities Investor Protection Act of 1970, as amended, or such other equivalent instrumentality of or corporation chartered by the United States which provides investor protection as authorized under federal law, except for the following dealers if they do not hold clients' cash or securities:
 - 1) A dealer whose principal business in the Securities Investor Protection Corporation's determination is conducted outside the United States, its possessions and territories;
 - 2) A non-Illinois state bank registered as a municipal securities dealer with the SEC;
 - 3) A government securities dealer registered under Section 15C(a)(1)(A) of the Federal 1934 Act; and
 - 4) A dealer whose business consists exclusively of one or more of the following:

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A) the distribution of shares of registered open end investment companies or unit investment trusts;

B) the sale of variable annuities;

C) the business of insurance; or

D) the business of rendering investment advisory services to one or more investment companies registered under the Federal 1940 Investment Company Act or to insurance company separate accounts.

(Source: Added at _____ Ill. Reg. _____, effective _____)

Section 130.832 Examinations Deemed Satisfactory for Purposes of Determining Sufficient Knowledge Under Section 8(C)(7) 8-E-47 of the Act for Registration as a Salesperson

- a) Passage of the the Series 63 examination and Series 1 or 7 2 examination, or Series 7 or 63 examination conducted by the National Association of Securities Dealers, Inc., NASD, shall qualify a natural person of legal age in this State for registration on behalf of a dealer, controlling person or issuer as a salesperson without limitation in this State.
- b) Passage of the the Series 63 examination and Series 6, 22, or 52 or 62 examination conducted by the NASD shall qualify by examination a natural person of legal age in this State for registration as a salesperson in a limited capacity in this State.
 - 1) The Series 6 (Investment Company/Variable Contract Products (ICVC) Representative Examination) shall qualify a salesperson to offer or sell securities issued by Investment Companies and variable contracts.
 - 2) The Series 22 examination (Direct Participation Programs Limited Representative Qualification Examination) shall qualify a salesperson to offer or sell direct participation programs in the form of limited partnerships or joint venture interests in tax shelter programs.

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3) The Series 52 examination (Municipal Securities Representative Examination) shall qualify a salesperson to offer and sell securities of municipalities and industrial development revenue obligations.

4) The Series 62 Examination (Corporate Securities Representative Examination) shall qualify a salesperson to offer and sell corporate securities and bonds, real estate investment trusts and mortgage investment trusts.

c) All scheduling for the examinations referred to in subsections (a) and (b) of this Section above shall be made with and fees paid to an office of the NASD. The dealer, controlling person or issuer on whose behalf the salesperson is being registered shall submit in writing satisfactory evidence of passing the examination prior to registration of such person in the State if such information is not available to the Securities Department through the CRD.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 130.842 Examinations or Education Programs Deemed Satisfactory for Purposes of Determining Sufficient Knowledge Of Each Principal Under Section 8(D)(9) 8-B-19 of the Act Prior to for Registration as an Investment Adviser

a)-Examinations

i)-Illinois-Investment-Adviser-Examination-administered by-the-Securities-Department-

A)-No-person-may-sit-for-the-examination until-and-unless

i)-an-application-for-registration-as-an-investment-adviser-has-been filed-Securities-Department-and-the filing-fee-set-forth-in-Section 130-110-has-been-paid

ii)-the-examination-fee-in-the-amount of-\$50-has-been-paid-and

iii)-the-person-has-scheduled-(which-may be-telephone-or-in-writing)-a-date

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for-the-examination-

-B)-A-schedule-of-examination-dates-will-be established-by-the-Securities-Department---Such schedule-will-be-available-upon-request. Examinations-may-be-given-by-appointment-based upon-particular-circumstances.

a)2) The General Securities Representative -Principal Examination (Series 7 or 24) and the Uniform Investment Adviser Law Examination (Series 62) conducted by the National Association of Securities-Dealers-Inc--(NASD) are deemed satisfactory for purposes of determining sufficient knowledge of each principal under Section 8(D)(9) of the Act.

1)A) Scheduling of the Series 24 or Series 65 examination shall be with and fees paid to an office of the NASD.

2)-B) The applicant shall submit in writing to the Securities Department satisfactory proof of passing of such examination prior to registration as an investment adviser if such information is not available to the Securities Department through the CRD.

3)e) No fee is due to the Securities Department.

b) The Series 65 and the Educational Programs as set forth below and the Uniform Investment Adviser Law Examination conducted by the NASD are deemed satisfactory for purposes of determining sufficient knowledge of each principal under Section 8(D)(9) of the Act:

1) Designation of Chartered Financial Analyst (CFA) by The Institute of Chartered Financial Analysts;

2) Designation of Chartered Investment Counselor (CIC) granted by the Investment Counsel Association of America (ICAA) by-the-Institute-of-Chartered-Financial-Analysts;

3) Certification as a Chartered Financial Consultant (ChFC) by the American College at Bryn Mawr, Pennsylvania; or

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4) Designation of Certified Financial Planner (CFP) by the Institute of Certified Financial Planners.

c) The applicant shall submit in writing to the Securities Department satisfactory proof of the designation or certification referred to in subsection (b) of this Section above prior to registration as an investment adviser. No fee is due to the Securities Department.

d) No person shall be deemed to have sufficient knowledge to act as principal of an investment adviser unless and until he or she is of legal age in this State.

(Source: Amended at Ill. Reg., effective)

Section 130.844 Statement of Financial Condition to Be Filed By a Registered Statements-Required of Investment Adviser Which Retains Custody of Client's Cash or Securities or Accepts Pre-Payment of Fees in Excess of \$500.00 Per Client and Six (6) or More Months in Advance and Interim Financial Statements Advisers

a) Each registered investment adviser which retains custody of client's cash or securities or accepts pre-payment of fees in excess of \$500.00 per client and six (6) or more months in advance and interim financial statements shall file a statement of financial condition (balance sheet) in such detail as will disclose the nature and amount of assets and liabilities and the net worth of the investment adviser, as follows:

- 1) the statement shall be filed annually as of the date of its fiscal year end or of an audit date selected by and reported to the Securities Department the investment adviser;
- 2) the statement shall be filed no later than the first day of the fourth month after the date of its fiscal year end or of the selected audit date;

3) the time period covered by the statement shall be the twelve month period immediately following the date of the most recent audited statement; and

4) should an investment adviser elect to change its audit date, a written request for variance from the filing period covered by the statement shall be filed in accordance with Section 130.190 of this

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Part with the Securities Department in Springfield, Illinois. The request shall include each reason for the change. An unaudited statement shall be filed with the Securities Department and be as of the date of the investment adviser's previous audit date. If the investment adviser is required to file an audited statement it shall encompass the entire period of time which has elapsed since the most previous filing of an audited statement.

For purposes of this Section, the term "audit date" shall mean the date selected and reported to the Securities Department by the investment adviser for fulfilling the filing requirement of this Section.

b) The statement of financial condition shall consist of a signed independent auditors' report, a balance sheet and notes to the financial statement, if any. The statement of financial condition shall be accompanied by the cover page, if any, designated by the Securities Department.

c) The Secretary may, at his or her discretion, require any investment adviser to file an interim statement of financial condition as of a date selected by the Secretary. The Secretary shall specify whether or not the statement is to be audited by an independent certified public accountant.

d) If an unaudited statement of financial condition is filed, the statement shall contain the following oath or affirmation: "I hereby attest that the information contained in this statement of financial condition is true and correct to the best of my knowledge."

1) The oath or affirmation filed by an investment adviser shall be deemed acceptable even though it varies from the language set forth above unless the Secretary notifies the investment adviser in writing of his or her objection.

2) The oath or affirmation shall be made before a person duly authorized to administer oaths or affirmations. If the investment adviser is a sole proprietorship, the oath or affirmation shall be made by the proprietor; if a partnership, by a general partner; or if a corporation, by a duly authorized officer.

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e) Each statement of financial condition, except the independent auditors' report, the balance sheet and notes, if any, shall be deemed confidential when filed with the Securities Department. The independent auditors' report, the balance sheet and notes, if any, shall be a matter of public record and available to the public upon written request.

f) Anything to the contrary notwithstanding, all of the information contained in any statement of financial condition shall be available to any federal, state or local law enforcement agency, any state or federal financial regulator or any self-regulatory organization registered under any federal law upon written request to the Securities Department.

a) Every registered investment adviser shall file annually with the Secretary of State within 60 days of the close of its fiscal year a statement of financial condition in such detail as will disclose the nature and amount of assets and liabilities and the net worth of the investment adviser, which statement may be unaudited if securities or cash.

b) If the investment adviser retains a client's securities or cash, the financial statement shall be prepared and certified by an independent public accountant.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 130.852 Compensation

a) No registered investment adviser shall charge or receive compensation in connection with the giving of investment advice unless such compensation is fair and reasonable and is determined on an equitable basis adequately disclosed to each client in writing.

b) No registered investment adviser shall charge or receive compensation in connection with the giving of investment advice which provides for compensation to the investment adviser or the basis of a share of the capital gains upon, or the capital appreciation of, the funds, or any portion of the funds, of a client, unless such fees are charged in conformance with the provisions set forth in Rule 205-3 under the Federal 1940 Investment Advisers Act.

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(Source: Amended at ___ Ill. Reg. ___, effective ___)

SUBPART K: PROCEDURES FOR ADMINISTRATIVE HEARINGS

Section 130.1100 Preamble

The Rules regulations contained in this Subpart shall govern every hearing before the Securities Department of the Office of the Secretary of State. The purpose of this Subpart is to provide for the orderly determination of rights, duties and privileges of parties appearing before the Secretary of State or his or her representatives under procedures assuring such parties due process of law without unnecessary postponements or extended delays.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 130.1101 Qualifications and Duties of the Hearing Officer Definitions

a) "Hearing" means a proceeding conducted by the Securities Department of the Secretary of State in which the rights, privileges, immunities, duties or obligations of any person or party are required by law to be determined by the Secretary of State only after opportunity for a hearing.

b) "Person" means an individual, a corporation, a partnership, an association, a joint stock company, a trust or any unincorporated organization except that as used in this Section the word "trust" includes only a trust where the interest or the interests of the beneficiary or beneficiaries is a security.

c) "Party" means such person named as petitioner or respondent(s) in such hearing Subpart.

d) "Hearing officer"

1) "Hearing officer" means the Securities Commissioner or his or her designee who, pursuant to Section 11 of the Act, to provide at any hearing conducted by the Securities Department of the Secretary of State

a) The hearing officer shall meet the following standards and qualifications:

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1) A) be of high integrity and of good personal repute;

2) B) be admitted to practice law in the State of Illinois and must be a member in good standing of the Bar of Illinois for at least three years; and

3) C) be familiar with the Rules and

Regulations evidentiary rules to be followed in hearings as contained in this Section 130.1102 of the Part and the Act.

b) 2) A hearing officer shall may rule on procedure and the admissibility of evidence and shall may make findings of fact, conclusions of law and recommendations and law.

c) The final final decision in all hearings shall be made as directed by the Secretary of State or his or her designated representative after consideration of the findings of fact, conclusions of law, and recommendations of the hearing officer.

e) "Department" means the Securities Department of the Office of the Secretary of State.

f) "Office" unless otherwise clarified, refers to the Office of the Secretary of State and not to any particular address of location.

g) "Secretary" means the Secretary of State of Illinois.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 130.1102 Notice of Hearing

a) Unless otherwise required, each respondent shall be given a Notice of Hearing at least forty-five days prior to the first date set for any hearing hereunder. Once such notice is given it will thereafter be the responsibility of the respondent to become acquainted with subsequent hearing dates.

b) The Notice of Hearing shall include:

1) A statement of the time, place and nature of the hearing;

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2) A statement of the legal authority, and jurisdiction under which the hearing is held;

3) A short and plain statement of the matters alleged;

4) A statement of financial sanction or relief sought; and

a) Notice of hearing shall be delivered to each respondent to the proceedings either in person or by registered U.S. mail with return receipt requested, not less than 10 days prior to the initial date of such hearing or any proper extension thereof.

b) The notice shall include:

1) the names and last known addresses of each respondent;

2) the time, date and place of hearing;

3) a short and concise statement of facts (as distinguished from conclusions of law or a mere recitation of the words of the statute) alleging the act or acts done by each respondent at the date and place each such act was allegedly done; the rate or statute, if any, alleged to have been violated or otherwise involved in the proceeding; and the decision or action requested by the petitioner; and

5) 4) A concise statement to each respondent that:

A) the respondent may be represented by legal counsel, and may present evidence, and may cross-examine witnesses and otherwise participate;

B) failure by any respondent to so appear shall constitute default by such respondent unless such any respondent has filed an answer or, upon due notice, moved for and obtained a continuance; and

C) delivery of notice to the designated representative of any respondent constitutes service upon such respondent.

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c) Any such notice requested by this Section may be waived with the consent of the parties.

c) Nothing in this Part shall prevent the Securities Department from scheduling a hearing within ten days of the date on which the Secretary temporarily suspends any registration under the Act or issues a stop or temporary order.

d) When a respondent timely requests a hearing on a Temporary Order of Suspension or Prohibition or Stop Order or Order of Denial under Section 11.F(4) of the Act issued by the Secretary, the Securities Department shall issue a Notice of Hearing in the form prescribed herein.

e) Any contention that improper notice was given shall be deemed waived unless it is raised by the respondent prior to argument on any other motion, or, if no other motions are presented, prior to the commencement of opening statements at the hearing.

f) Proper notice is given by depositing a Notice of Hearing with the United States Postal Service, either by certified or registered mail, return receipt requested, or by the personal service, to the last known address of the respondent.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 130.1103 Institution of a Contested Case by the Securities Department

A contested case is instituted by the Securities Department when a Notice of Hearing is mailed to a respondent at the respondent's last known address by registered or certified mail, return receipt requested, or personal service is obtained upon a respondent.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1104 Requirement to file an Answer

a) In each contested case instituted by the Securities Department, each respondent shall file with the Securities Department an Answer within thirty days of the service of the Notice of Hearing or within ten days of each amended Notice of Hearing which materially alters

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the Notice of Hearing or within ten days of service of a Notice of Hearing issued pursuant to Section 130.1103(d) of this Part. Each Answer shall be in writing, signed by each respondent or the respondent's representative, and shall contain a specific response to each allegation in the Notice of Hearing or each new allegation contained in a materially altered Notice of Hearing and set forth affirmative defenses, if any. The response shall either admit or deny each allegation, or shall state that the respondent has insufficient information to admit or deny the allegation.

b) Any Answer which states that the respondent has insufficient information to admit or deny any allegation shall be accompanied by an affidavit attesting to the truth of this assertion.

c) If, within thirty days after service of such Notice of Hearing, the respondent does not answer or otherwise file a responsive pleading the respondent shall be held in default.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1105 Amendment or Withdrawal of the Notice of Hearing

a) The Notice of Hearing may be amended at any time. An Amended Notice of Hearing may be filed in the same manner as a Notice of Hearing, or it may be presented to the hearing officer and each respondent during the course of the hearing. A continuance may be granted by the hearing officer whenever the amendment materially alters the Notice of Hearing, and where a respondent demonstrates that any respondent would otherwise be unable to properly prepare an Answer to the Amended Notice of Hearing or prepare any respondent's case.

b) A Notice of Hearing may be withdrawn without prejudice by the Securities Department at any time prior to the hearing. After a hearing has begun, a Notice of Hearing may be withdrawn only upon written notice to, and concurrence by the hearing officer.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1106 Representation

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- a) Any individual may appear personally on his or her own behalf.
- b) A party may be represented by an attorney. The attorney shall be licensed in Illinois. Attorneys who appear in a representative capacity must file a written notice of appearance setting forth:

- 1) The name, business address and telephone number of the attorney;
 - 2) The name and address of the party represented; and
 - 3) An affirmative statement indicating that the attorney is licensed in Illinois.
- c) A corporation may be represented by an officer, upon presentation to the Securities Department of a duly executed resolution of the Board of Directors authorizing him or her to act in a representative capacity and setting forth the powers which he or she is authorized to exercise.

- d) A partnership may be represented by any general partner.

- e) Attorneys appearing before the Securities Department shall conform their conduct to the Illinois Code of Professional Responsibility, effective July 1, 1980. Any failure to behave in a manner which permits the efficient functioning of the hearing process shall authorize the hearing officer to take the following actions:

- 1) Substitution of written argument in place of oral argument; or
 - 2) Exclusion of an attorney from the proceeding.
- f) If any of the above actions are taken by the hearing officer, it shall be done as a matter of record, and the hearing officer shall state for the record the specific reasons therefor.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1107 Special Appearance

Prior to filing any other pleading or motion, a special appearance may be made either in person or by attorney for the

limited purpose of objecting to the jurisdiction of the Securities Department. Every appearance not expressly designated a special appearance shall be deemed to be a general appearance. If the reasons for objecting to jurisdiction are not apparent from the papers on file in the proceeding, the special appearance shall be supported by affidavit setting forth the reasons. In ruling upon any objection at any hearing, the hearing officer may consider all matters apparent from the papers on file, affidavits submitted by any party, and any other evidence adduced upon disputed issues of fact. No determination of any issue of fact in connection with the objection is a determination of the merits of the case or any aspect thereof. A ruling adverse to the objector does not preclude him or her from making any motion or defense which he or she might otherwise have made. If the hearing officer sustains the objection, any appropriate order shall be entered of record after review by a designated representative of the Secretary. Error in ruling against the objection is not waived by the objector's taking part in further proceedings in the matter.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1108 Substitution of Parties

A hearing officer may, upon motion by a party, order a substitution of parties.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1109 Failure to Appear

Failure to appear at the time and place set for hearing shall be deemed a waiver of the right to present evidence or otherwise participate at the hearing. After presentation by the Securities Department of proof that the respondent was given proper notice, the hearing officer shall make a recommendation to the Secretary. Where the Securities Department fails to appear, the Notice of Hearing shall be dismissed.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1110 Motions

- a) Motions shall be made in writing, unless otherwise allowed by the hearing officer during the course of a

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hearing. Written motions shall be limited to the following:

- 1) To request dismissal of a Notice of Hearing for failure to state facts which, if true, would form a sufficient basis for the issuance of an Order or other sanctions;
 - 2) To request sanctions in accordance with Section 130.1106 of this Part;
 - 3) To request sanctions in accordance with Section 130.1115 of this Part;
 - 4) To request dismissal of a Notice of Hearing where the Securities Department's case has been concluded to without sufficient evidence having been presented to form a basis for the issuance of an Order or other sanction;
 - 5) To request a continuance, or extension of time, upon good cause shown in accordance with Section 130.1111(a) of this Part;
 - 6) To request an order granting a rehearing, or additional hearings;
 - 7) To request that a hearing officer deem a failure to file an Answer to be an admission of the truth of the allegations contained in the Notice of Hearing;
 - 8) To request that a hearing officer be disqualified from the hearing, for prejudice;
 - 9) To request that an Order be vacated or modified;
 - 10) To request separation of cases joined by the Securities Department;
 - 11) To request that any party be held in default;
 - 12) To request consolidation of cases or parties; and
 - 13) To request an Order limiting a response to a demand for Bill of particulars or a request for discovery;
- b) When any motion is filed, the hearing officer may allow oral argument if this is deemed necessary to a fuller

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understanding of the issues presented. Where facts are alleged as a basis for the request, which are not a part of the record in the case, an affidavit shall be attached to the motion setting forth such facts.

(Source: Added at Ill. Reg. _____, effective _____)

Section 130.1111 ¶110 Requirements Relating to Continuances

- a) A request for continuance of a hearing shall be subject to the discretion of the hearing officer. Such continuance may be granted, for good cause shown, provided the request is received by the hearing officer and each party or authorized representative of record not less than five days prior to the latest hearing date unless good cause for a continuance is shown prior to or during the hearing or between hearing dates due to the need for new evidence, sudden unavailability of counsel, sudden illness of a party or an essential witness, or similar reasons. Such request shall be in writing and shall set forth the grounds alleged therefor. Oral requests for continuances shall not be granted unless made during the hearing for good cause. "Good Cause" is shown when a petitioner or respondent demonstrates a real and compelling need for additional time. "A real and compelling need" includes, but is not limited to, service in the armed forces or serious illness, relating to either party, that party's authorized representative of record, or essential witnesses.
 - b) A continuance, when granted, shall state a date certain, not more than sixty days from the prior scheduled hearing date at which time the hearing shall reconvene.
 - c) Continuances may be granted for the purposes of allowing the parties to complete discovery requests made pursuant to Section 130.1115 of this Part, but only where upon "Good Cause" shown, in accordance with Section 130.1111(a) of this Part, discovery could not be completed prior to the scheduled date for hearing.
- Certain costs are incurred by the Department when a scheduled hearing is continued to another time, date or place. Wherefore the requirements for a continuance are as follows:
- a) All requests for a continuance shall be in writing and must be received in the Department 3 days prior to the assigned hearing date.

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- b)-A-party-requesting-a-continuance-shall-serve-a-copy-of the-request-to-all-parties-in-the-same-manner-as-provided in-Section-130-1102(a);
- e)-The-request-for-a-continuance-creates-no-presumption-that a-continuance-will-be-granted-by-the-Department;
- d)-The-requirements-of-this-Section-may-be-waived-at-the discretion-of-the-Department.

(Source: Amended at Ill. Reg. _____, effective Section 130.1111) and renumbered from Section 130.1110 to Section 130.1111)

Section 130.1112 111 Rules of Evidence Evidentiary-Rules-to-be Followed-in-Hearing

- a) The hearing officer shall have authority to conduct the hearing, to administer oaths, to examine witnesses; and to rule upon the admissibility of evidence, and to subpoena witnesses or documents at the request of any party.
- b) The technical rules of evidence shall not apply. Any relevant or material evidence may be admitted if it is the sort of evidence relied upon by reasonably prudent men in the conduct of their affairs, regardless of the existence of any common law or statutory rule which excludes the admission of such evidence over objections in civil cases in the Circuit Courts of Illinois actions. The rules of privilege shall be followed to the same extent that they are recognized in civil or criminal cases in the Circuit Courts of Illinois actions. Irrelevant, immaterial and unduly repetitious evidence may be excluded. Objections to evidentiary offers must be timely made and noted in the record. When a hearing will be expedited and the interests of the parties will not be prejudiced, any part of the evidence may be received in written form. Subject to the evidentiary requirements of this the subsection, a party may conduct the cross-examination required for a full and fair disclosure of the facts.
- c) Official notice Notice may be taken of matters of which the Circuit Courts of Illinois may take judicial notice. In addition, notice may be taken of the Securities Department's specialized knowledge in securities. Parties shall be notified either before or during the hearing, or by reference in preliminary reports or

- d)-Upon-timely-written-demand-made-a-party-shall-furnish-to other-parties-a-list-of-the-names-and-addresses-of prospective-witnesses-and-a-bill-of-particulars-written answers-to-a-written-bill-of-particulars.
- e)-Subject-to-constitutional-privileges-and-to-grants-of confidentiality-under-the-Act-upon-timely-motion-any party-shall-have-the-right-to-inspect-any-documents-in the-possession-of-or-under-the-control-of-any-other-party and-to-interview-parties-or-persons-having-knowledge-of facts---inspection-of-documents-and-interview-of-persons shall-be-at-times-and-places-reasonable-for-the-person and-for-the-custodian-of-the-documents.

- f)-Oral-evidence-shall-be-taken-only-on-oath-or-affirmation.
- g)-Each-party-shall-have-the-right-to-request-the-subpoena of-and-to-call-and-to-examine-the-witnesses-to-introduce exhibits-and-to-cross-examine-witnesses-on-any-matter relevant-to-the-issues-even-though-that-matter-was-not covered-in-the-direct-examination--Application-for subpoenas-duces-teeum-shall-specify-the-books-papers-and accounts-desired-to-be-produced.
- h)-Subject-to-constitutional-privileges-and-to-grants-of confidentiality-under-the-Act-a-party-may-serve-on-any other-party-a-written-request-for-the-admission-by-the latter-of-the-truth-of-any-specified-relevant-fact-set forth-in-the-request-or-for-the-admission-of-genuineness of-any-relevant-documents-described-in-the-request. Copies-of-the-documents-shall-be-served-with-the-request unless-copies-have-already-been-furnished.
- i)-Upon-the-opening-of-the-hearing-the-Hearing-Officer shall-allow-opening-statements-to-be-made--Opening statements-may-not-be-made-at-any-other-time-except-in the-discretion-of-the-hearing-officer---Upon-the-closing-of the-hearing-each-party-may-make-a-closing-statement orally-and/or-by-written-brief-at-the-discretion-of-the law.
- j)-In-the-hearing-of-any-matter-any-party-or-his-agent-may be-called-and-examined-as-if-under-cross-examination-at

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the instance of any adverse party, the party calling for the examination is not bound thereby, but may rebut the testimony thus given by counter testimony and may impeach the witness. If the hearing officer determines that the witness is hostile or unwilling, the witness may be examined by the party calling him as if under cross examination. The party calling a witness may, upon showing that he called the witness in good faith but is surprised by his testimony, impeach the witness.

k) Each party shall have the right to rebut the evidence against him, to appear in person, to be represented by counsel. If a party does not testify in his own behalf, he may be called as an adverse witness by the Department and examined as if under cross examination and be impeached.

l) Upon order of the hearing officer, for good cause shown, and upon reasonable notice to other parties, any party, including the Department, may take a discovery or evidence deposition of any witness or party. The deposition shall be taken in the manner provided by law for such deposition in civil actions in the Circuit Courts of Illinois.

m) At the request of any party, the Hearing Officer may call a pre-hearing conference. At the conference, the parties or their representatives shall appear as the hearing officer directs to consider

- 1) the simplification of the issues;
- 2) amendments to the grounds for action;
- 3) the possibility of obtaining admissions and stipulations of fact and of documents which will avoid unnecessary proof;
- 4) the limitation of the number of expert witnesses;
- 5) any other matters which may aid in the disposition of the hearing.

n) Upon the conclusion of a pre-hearing conference, the hearing officer shall enter an order which recites any action taken, any agreements made by the parties as to any of the matters considered, and the issues to be heard.

(Source: Amended at Ill. Reg. , effective

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and renumbered from Section 130.1111 to Section 130.1112)

Section 130.1113 Form of Papers

All papers filed or submitted to the Securities Department in a contested case shall be typewritten, on 8 1/2 by 11 inch white paper. The first page of each document shall set forth the name of each of the respondents and the file number assigned to the case by the Securities Department. All pleadings must be signed by the party filing the same or his, her or its authorized representative or attorney, and shall contain the party's business address and telephone number. A copy of any pleading shall be filed with the hearing officer, and the original served upon the attorney of record of the Securities Department.

(Source: Added at Ill. Reg. , effective

Section 130.1114 Bill of Particulars

a) Upon written demand made not more than fifteen days after service of the Notice of Hearing and prior to the demanding party filing an answer to the Notice of Hearing, a party shall furnish to other parties a written bill of particulars; and

b) A response to a demand for bill of particulars shall be provided to each other party within ten days of service of the written request.

(Source: Added at Ill. Reg. , effective

Section 130.1115 Discovery

a) Discovery shall not be the subject of motions presented to the hearing officer, except as provided in Section 130.1110 of this Part.

b) Upon written request served on the opposing party, any party shall be entitled to:

- 1) The name, business and home addresses and telephone number, if available, of each witness who may be called to testify;
- 2) Copies of each document which may be offered as evidence; and

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3) A description of any other evidence which may be offered.

c) The above information will be provided within ten days of service of a written request.

d) Whether or not a request is made, during discovery a respondent shall be entitled to:

1) Any exculpatory evidence in the Securities Department's possession. Exculpatory evidence is any evidence which tends to support the respondent's position or to call into question the credibility of a Securities Department witness; and

2) Copies of any investigative report which purports to be a memorandum of interview of the respondent.

e) Upon a written request served on the respondent at any time after a Notice of Hearing is filed, or at any stage of the hearing, the respondent will be required to produce within ten days of service of a written request non privileged documents, books, records or other evidence which relate to the issues set forth in the Notice of Hearing.

f) No file of a Securities Department investigator or attorney shall be subject to discovery except as stated in subsection (d) above relating to exculpatory evidence and memoranda of interviews of a respondent.

g) In accordance with Section 130.1118 of this Part, in large or complex cases, at the discretion of the hearing officer, a pre-hearing conference with the parties and the hearing officer may be scheduled in appropriate cases. Consistent with the expedited nature of administrative hearings, the hearing officer may, at the pre-hearing conference establish the extent of and schedule for the production of relevant documents and other information, including the deposition of witnesses.

h) Subject to constitutional privileges and to grants of confidentiality under the Act and The Illinois Freedom of Information Act, Ill. Rev. Stat., ch. 116, par. 201 et seq., a party may serve on any other party a written request for the admission by the latter of the truth of any specified relevant fact set forth in the request or for the admission of genuineness of any relevant documents described in the request. Copies of the

documents shall be served with the request unless copies have already been furnished. The failure of a party to respond to a request within ten days of service shall be deemed to be an admission thereof.

i) These provisions shall be construed to impose a continuing obligation upon the parties to exchange new information as it becomes available.

j) The hearing officer upon application of any party to a proceeding where there has been a failure to abide by the discovery provisions herein is authorized to take the following actions:

1) Limitation of evidence;

2) Substitution of written argument in place of oral argument; and

3) Exclusion of an attorney from the proceeding.

(Source: Added at Ill. Reg. _____, effective _____)

Section 130.1116 Examination of Witnesses

a) A party may conduct examinations or cross-examinations without rigid adherence to formal rules of evidence, provided the examination or cross-examination does not descend to sheer abuse or harassment of a witness and the examination or cross-examination can be shown to be necessary to a full and fair disclosure of facts bearing upon matters in issue.

b) If the hearing officer determines that a witness is hostile or unresponsive, the hearing officer may authorize the examination by the party calling him or her as if under cross-examination.

c) The Securities Department may call any adverse party as a witness without vouching for his or her credibility and proceed to examine such adverse party as if under cross-examination. Any party calling a witness, upon a showing that he or she called the witness in good faith and is surprised by his or her testimony, may impeach that witness by evidence of prior inconsistent statements.

d) Oral evidence shall be taken only on oath or affirmation.

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(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.1117 Subpoenas

a) Subpoenas for the attendance of witnesses from any place in the State of Illinois, or for the production of books, papers, accounts or documents at a hearing in a pending proceeding, shall be issued by the Securities Department upon its own motion, and shall be issued upon application in writing by a party incorporating a showing that any such subpoena is reasonably required.

b) Applications for subpoenas to compel the production of books, papers, accounts or documents desired shall be verified, and shall specify the books, papers, accounts or documents desired and the material or relevant facts to be proved by them.

c) The costs for the preparation and service of each subpoena and the payment of witness fees shall be borne by the requesting party.

d) The cost to prepare each subpoena shall be \$10.00 and shall be payable to the Secretary of State prior to the issuance of the subpoena. The cost to serve each subpoena shall be the same as provided to Sheriffs in Ill. Rev. Stat. ch. 53, par. 71. Notwithstanding, if the Securities Department elects to mail, a subpoena the cost shall be \$5.00 plus the actual cost of certified or registered mail, return receipt requested, payable to the Secretary of State prior to the issuance of the subpoena. Witness fees shall be the same as provided for in Ill. Rev. Stat. ch. 53, par. 65 relating to witnesses attending trial in the Circuit Courts of Illinois.

(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.1118 Pre-Hearing Conferences

Upon written request to the hearing officer by the Securities Department or any respondent, the parties may be directed by the hearing officer to appear at a specified date, time and place for a pre-hearing conference, prior to the date set for hearing in the particular proceeding or, without notice on the date and at the place set for such hearing and prior to the commencement thereof or during the course of such hearing, for the purpose of formulating issues and considering:

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a) The simplification of issues;

b) The necessity or desirability of amending the pleadings for the purpose of clarification, amplification or limitation with respect to matters alleged in any Notice of Hearing;

c) The possibility of making admissions or stipulations of fact to the end of avoiding the unnecessary introduction of evidence;

d) The limitation of the number of witnesses;

e) The propriety of prior mutual exchange between or among parties of prepared testimony or exhibits; and

f) Such other matters as may aid in the simplification of the evidence and disposition of the proceeding.

(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.1119 Record of a Pre-Hearing Conference

Action taken at each pre-hearing conference pursuant to Section 130.1118 of this Part shall be recorded in an appropriate ruling by the hearing officer, unless the parties file a written stipulation as to such matters or agree to a statement thereof made on the record.

(Source: Added at ____ Ill. Reg. ____, effective ____)

Section 130.1120 Hearings

The sequence to be followed for each contested case is as follows:

a) Pre-Hearing Conference - Optional. The purposes are set out in Section 130.1118 of this Part; and

b) Hearings

1) Preliminary matters - Motions, attempts to narrow issues or limit evidence;

2) Opening Statements - The party bearing the burden of proof proceeds first;

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3) Case in Chief - Evidence and witnesses are presented by the party bearing the burden of proof. As a witness' testimony is completed, he or she is subject to cross-examination;

4) Defense (including affirmative defense) - Evidence and witnesses may be presented by the opposing parties;

5) Rebuttal;

6) Closing Statements - The party bearing the burden of proof proceeds first, then the opposing party, then a final reply by the party bearing the burden of proof; and

7) Hearing Officer's Report.

(Source: Added at ___ Ill. Reg. ___, effective _____)

Section 130.1121 Record of Proceedings

a) At each hearing, except as otherwise provided herein, a permanent and complete record of the proceedings shall be taken at the Securities Department's expense by electronic means or by a "shorthand -court reporter" as such term is defined in the Illinois Certified Shorthand Reporters Act of 1984, Ill. Rev. Stat. 1983, ch. 111, par. 6204.

b) the Securities Department upon request of a party shall arrange for the shorthand reporter to provide for such copies of the transcript as any other party may require and at such time as it may require same, provided that such other party shall pay directly to the shorthand reporter the payment for the cost of the transcript including one copy thereof to be furnished the Securities Department for its use in any proceeding for Administrative Review as hereinafter provided, or otherwise.

c) The requirement set forth in subsection (a) of this Section is not applicable in any case where all respondents have either defaulted, or submitted documents only, and the Securities Department presents no evidence through witness testimony.

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b) Upon request and at his own expense any party may have a copy of the record;

(Source: Amended at ___ Ill. Reg. ___, effective _____)

Section 130.1122 Record of Hearing

a) The record of a hearing in a contested case shall include:

1) All pleadings (which shall include including all pre-trial and post-trial orders or notices of hearing and responses thereto, admissions, stipulations of facts, motions and rulings thereon and in the case of an agreed settlement, stipulation and consent and a consent order);

2) All documentary evidence, if any;

3) A statement of matters officially noticed, if any;

4) A transcript of the proceedings, if required;

5) Any opinion, report or recommendation of the hearing officer officers to the Secretary of State or his representative;

6) The findings of fact conclusions of fact and law and recommendations of the hearing officer final order entered by the Secretary of State;

7) Any objections or exceptions to the findings of fact, conclusions of law and recommendations of the hearing officer or portions of the findings of fact, conclusions of law and recommendations of the hearing officer; and

8) The findings of fact, conclusions of law and Order of the Secretary, shall constitute a final administrative decision within the provisions of the Administrative Review Law, Ill. Rev. Stat., ch. 110, pars. 3-101 et seq.

b) The record shall be certified by the Securities Department upon any complaint for administrative review. An index of the record, with each page of the record

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numbered in sequence, shall be prepared by the Securities Department.

e) All staff memoranda or data submitted to the hearing officer in connection with his consideration of the case.

(Source: Amended at Ill. Reg. , effective)

Section 130.1123 Orders Final Order

a) The hearing officer shall prepare findings of fact, conclusions of law, and recommendations to the Secretary. The findings of fact and conclusions of law shall be stated separately.

b) Any Order of the Secretary issued without a hearing pursuant to a temporary order as provided under Section 11(E) of the Act shall advise the respondent that any action for judicial review of the final order must be commenced within 35 days from the date a copy of the Order is served upon the party seeking review, pursuant to the provisions of the Administrative Review Law, Ill. Rev. Stat., ch. 110, pars. 3-101 et seq.

c) The Order of the Secretary shall be the decision of the Securities Department upon issues contested or stipulated to at the hearing, or presented at a hearing in which the respondent defaults, or alleged in an Order which may be made final without a hearing pursuant to Section 11(F)(4) of the Act, or alleged in a temporary order which may be made final without a hearing pursuant to Section 11(E) or 11(F) of the Act; or upon issues which are resolved without a hearing pursuant to Section 1010(c) of The Illinois Administrative Procedure Act, Ill. Rev. Stat., ch. 127, par. 1001 et seq.

d) The Secretary after reviewing the hearing record may:

- 1) accept or reject in whole or in part the findings of fact, conclusions of law or the recommendations of the hearing officer;
- 2) require the submission of additional information or documentation; or
- 3) order the hearing officer to conduct a rehearing or an additional hearing.

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e) Default orders shall be entered against the respondent, where the respondent fails to appear for the hearing at the scheduled time and date, and has failed to request or been granted a continuance in accordance with Section 130.1111 of this Part.

f) a) A final order of the Secretary of State in a hearing shall be in writing. A copy of the final order shall be delivered or mailed by registered or certified mail, return receipt requested, to each party or his, her or its representative or attorney at such person's last known address.

g) b) The final order of the Secretary of State shall constitute a final administrative decision within with the provisions of the Administrative Review Law, Ill. Rev. Stat. 1994, ch. 110, pars. 3-101 et seq.

(Source: Amended at Ill. Reg. , effective)

Section 130.1124 Burden of Proof

Except as provided in Section 15 of the Act, the burden of proof is upon the Securities Department in all cases initiated by the Securities Department. The standard of proof is a preponderance of the evidence.

(Source: Added at Ill. Reg. , effective)

Section 130.1125 Stipulations

Parties may by stipulation agree upon any facts involved in the proceeding. The facts stipulated shall be considered as evidence in the proceeding, provided that the hearing officer may require proof of any fact by evidence where matters of public interest are involved. At any stage of the hearing, or after all parties have completed the presentation of their evidence, the hearing officer may call upon any party or the Securities Department for further material or relevant evidence upon any issue.

(Source: Added at Ill. Reg. , effective)

Section 130.1126 Open Hearings

a) Hearings shall be open to the public and may only be recorded by any person by audio tape provided that such

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recording shall not disrupt, disturb or impede the hearing, as the hearing officer shall determine.

- b) All persons, including members of the media, shall be as quiet and as stationary as possible when the hearing is in progress.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1127 Corrections to the Transcript

Suggested corrections to the transcript of record may be offered within ten days after the transcript is made available to the parties in the proceeding, unless the hearing officer permits suggested corrections to be offered thereafter. Suggested corrections shall be served upon, or brought to the attention of, each party or attorney therefor whose appearance is of record in the proceeding, and the hearing officer. If the official shorthand reporter, and the hearing officer suggested corrections are not objected to, the hearing officer shall direct the corrections to be made and the manner of making them. In case the parties disagree on suggested corrections, they may be heard by the hearing officer, who shall then determine the manner in which the record shall be changed, if at all.

(Source: Added at ___ Ill. Reg. ___, effective ___)

Section 130.1128 Imposition of Fines

- a) The fines allowed by Section 11(E) of the Act may be imposed in cases where the imposition of a suspension or revocation of the registration of any securities registered under Section 5, 6 or 7 of the Act or of a respondent's registration under Section 8 of the Act would create an undue burden on the respondent in light of the nature of the violation or violations; where the respondent has been enriched unjustly; when the violation or violations of the respondent are egregious or repetitive or involve many people; or where the respondent's actions were in violation of any order of the Secretary.

- b) The imposition of fines is not limited to the above described situations.

(Source: Added at ___ Ill. Reg. ___, effective ___)

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Section 130.1129 Application for Rehearings

- a) Any party who receives a final order of the Secretary may within ten days file a motion in writing with the Secretary or his or her designee requesting that a rehearing or an additional hearing be granted. A rehearing or an additional hearing shall be sought only to introduce newly discovered evidence. The motion shall be supported by affidavit specifying the reason such evidence was unavailable at the time of hearing.

- b) Any motion by a party for a rehearing or an additional hearing shall only stay the effective date of the Order entered by the Secretary for the purpose of filing for an administrative review under the Administrative Review Law.

(Source: Added at ___ Ill. Reg. ___, effective ___)

SUBPART O: EVIDENTIARY MATTERS AND NON-BINDING STATEMENTS

Section 130.1520 Request for Non-Binding Statements

- a) Required information and format.

- 1) All requests for non-binding statements shall be in writing and be accompanied by the fee set forth in Section 130.110 of this Part. The request shall be filed with the Securities Department and shall contain the following:

- A brief summary of the Sections of the Act and of the Rules to which the request pertains;
- A detailed factual representation concerning every relevant aspect of the proposed transaction, event or circumstance. Requests should be limited to the particular situation, and should not attempt to include every possible type of situation which may arise in the future;
- A discussion of current statutes, rules and legal principles relevant to the facts set forth;
- A statement by the person requesting the

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non-binding statement which states the person's own opinion in the matter and the basis for such opinion; and

E) A representation that the transaction in question has not been commenced or, if it has commenced, the present status of the transaction.

2) The Securities Department will not respond to requests for non-binding statements involving the anti-fraud provisions of the Act or the Rules thereunder.

3) The Securities Department will not respond to requests for non-binding statements with respect to transactions which have already taken place.

4) The Securities Department will not respond to requests based upon hypothetical facts or involving unnamed parties.

b) Review procedure under the Act.

1) The Securities Department's review of requests for non-binding statements may require an in-depth examination of the information presented and the applicable law. Therefore a considerable time period may elapse before the statement is issued.

2) After a review of the relevant facts presented, in light of existing judicial, legislative and administrative history, the Securities Department may issue its finding as to the applicability of the Act to the situation presented in the form of a non-binding statement stating that it will recommend that no enforcement action be initiated against the parties involved if all the facts are true and complete. Facts or conditions different than those presented may require different conclusions and persons other than those requesting the statement should not rely on the statement. Non-binding statements may have precedent value.

c) Availability of non-binding statements issued by the Department.

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1) The Securities Department will maintain an index by statutory Section(s) involved and chronologically of all non-binding statements issued.

2) Copies of such statements may be reviewed in the Securities Department's Springfield office and copies thereof obtained upon payment of the cost of duplication as set forth in Section 130.110 of this Part.

(Source: Added at ____ Ill. Reg. ____, effective ____)

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: PROCEDURES OF THE DEPARTMENT OF STATE POLICE MERIT BOARD

2) Code Citation: 80 Ill. Adm. Code 150

3) Section Numbers: Proposed Action:
150.430 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121, par. 307.8 and 307.10

5) A Complete Description of the Subjects and Issues Involved:

The Illinois State Police Merit board voted to change the current practice of individual promotional certification lists to combined lists for the ranks to Lieutenant/Special Agent Lieutenant, Captain/Special Agent Captain and Major/Special Agent Major. This change was made in conjunction with the one Department concept being implemented by the Director of the Illinois State Police.

6) Will these proposed amendments replace any Emergency Amendments currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒

8) Does these proposed amendments contain incorporations by reference? No

9) Are there any other amendments to this Part pending? No

10) Statement of Statewide Policy Objectives: Not Applicable

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Within fourteen (14) days of the date of publication of this Notice, any interested person may request the opportunity to submit comments, data, views or arguments regarding the proposed amendments. The request and submissions must be in writing and directed to: Mr. James E. Seiber, Executive Director, Department of State Police Merit Board, 2425 Stevenson Drive, Springfield, Illinois 62703. The Board will consider any written submission or comments if the request comment is mailed within fourteen (14) days of the date of publication of this Notice, and is received in writing by the Board within thirty (30) days of the date of publication of this Notice.

DEPARTMENT OF STATE POLICE MERIT BOARD

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12) Initial Regulatory Flexibility Analysis: The Department of State Police Merit Board has determined that this rulemaking will not affect small business.

The full text of the Proposed Amendments are identical to the text of the emergency amendments which appear on page 16508 of this issue of the Illinois Register.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Carriage by Public Highway
- 2) Code Citation: 92 Ill. Adm. Code 177
- 3) Section Numbers:
- 177.2000
- Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) A complete description of the subjects and issues involved:

By this Notice of Proposed Amendment, the Department proposes to delete the date of incorporation by reference of 49 CFR 177 as of November 1, 1988, and insert in its place the date of September 1, 1989.

A review of the federal regulations adopted since November 1, 1988, to the proposed date of incorporation by reference, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does make limited changes in the Department's regulations to bring Part 177 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By proposing this rulemaking, the Department's regulations will incorporate the changes made to part 177 by US DOT in rulemaking Dockets:

HM-183 [54 FR 24982 (June 12, 1989)]

Docket HM-183 amended the federal regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and qualification of all specification cargo tanks. Sections 177.801 and 177.802 were revised to include new information governing the inspection of carrier facilities and records. Section 177.814 updated references to record retention and reporting requirements. Sections 177.822, 177.824, 177.835 and 177.840 were amended by removing references to section numbers and updating section headings.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No

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- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

- 12) Initial Regulatory Flexibility Analysis:

This proposed rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal regulations, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENT(S)

TITLE 92: TRANSPORTATION
 CHAPTER 1: DEPARTMENT OF TRANSPORTATION
 SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 177
 CARRIAGE BY PUBLIC HIGHWAY

Section
 177.1000 General

177.2000 Incorporation By Reference of 49 CFR 177

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 4 Ill. Reg. 30, p. 1244, effective July 10, 1980; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; codified at 8 Ill. Reg. 18930; Part repealed, new Part adopted at 10 Ill. Reg. 5853, effective April 1, 1986; amended at 10 Ill. Reg. 20749, effective December 1, 1986; amended at 11 Ill. Reg. 4768, effective March 10, 1987; amended at 11 Ill. Reg. 17881, effective October 20, 1987; amended at 12 Ill. Reg. 8074, effective April 26, 1988; amended at 13 Ill. Reg. 3957, effective March 14, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 177.2000 Incorporation by Reference of 49 CFR 177

- a) As Part 177 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 177 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on November 1, 1988 September 1, 1989, subject only to the exceptions in paragraph (b) of this Section. No later amendments to or editions of 49 CFR 177 are incorporated.
- b) The following interpretations of, additions to and deletions from 49 CFR 177 shall apply for purposes of this Part 177 of the Illinois Hazardous Materials Transportation Regulations.
- 1) All references to "this part" in the incorporated federal regulations shall mean Part 177 of the Illinois Hazardous Materials Transportation Regulations.

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- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean Subchapter C of Chapter 1 of Title 92 of the Illinois Administrative Code 92 Ill. Adm. Code: Chapter I, Subchapter C.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.
- 5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
- 6) All references to motor vehicles engaged in interstate commerce shall be deemed to include any motor vehicle engaged in commerce within the State of Illinois.
- 7) Section 177.804 in 49 CFR is deleted and not incorporated.

(Source: Amended at ___ Ill. Reg. ___, effective _____)

DEPARTMENT OF TRANSPORTATION
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- 8) Does this proposed rule contain incorporations by reference?
Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:
Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

This proposed rule was submitted to the Small Business Assistance Bureau of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal regulation, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Rule(s) begins on the next page:

- 1) Heading of Part: Continuing Qualification and Maintenance of Packaging
- 2) Code Citation: 92 Ill. Adm. Code 180
- 3) Section Numbers:
180.1000 New Section
180.2000 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) A complete description of the subjects and issues involved:

By this Notice of Proposed Rules, the Department proposes to incorporate by reference Part 180 of the Federal Hazardous Materials Transportation Regulations.

A review of federal rulemaking indicates there are certain changes made by US DOT which are not reflected in the Department's regulations. Accordingly, this rulemaking proposes substantive changes in the Department's regulations which will bring them in line with the federal regulations. The following is a summary of the substantive changes in US DOT regulations which are included in this proposed rulemaking.

By proposing the adoption of Part 180 by reference as of September 1, 1989, the Department's regulations will incorporate Part 180 established by US DOT in rulemaking Docket:

HM-183 [54 FR 24982 (June 12, 1989)]

Docket HM-183 amended the regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and qualification of all specification cargo tanks. For Part 180, requirements were established for the maintenance, use, inspection, repair, retest, and qualification of cargo tanks used to transport hazardous materials.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No

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TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 180

CONTINUING QUALIFICATION AND MAINTENANCE OF PACKAGING

Section

180.1000 General

180.2000 Incorporation by Reference of 49 CFR 180

AUTHORITY: Implementing Section 4 (a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 14 Ill. Reg. _____, effective _____.

Section 180.1000 General

This Part prescribes the requirements for maintenance, use, inspections, repair, retest and requalification of packagings used for the transportation of hazardous materials in Illinois.

Section 180.2000 Incorporation by Reference of 49 CFR 180

a) As Part 180 of the Illinois Hazardous Materials Transportation Regulations, the Department incorporates 49 CFR 180 by reference, as that Part of the federal hazardous material transportation regulations was in effect on September 1, 1989, subject only to the exceptions in paragraph (b) of this Section. No later amendments to or editions of 49 CFR 180 are incorporated.

b) The following interpretations of, additions to and deletions from 49 CFR 180 shall apply for purposes of this Part 180 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean Part 180 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter I, Subchapter C.

- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175, 176, or to sections therein shall be read to refer to those parts or sections in the federal hazardous material transportation regulations.
- 5) All references to shipments of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.

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NOTICE OF PROPOSED AMENDMENTS

1) Heading of Part: General Information, Regulations and Definitions

2) Code Citation: 92 Ill. Adm. Code 171

3) Section Numbers: Proposed Action:

171.21

Amendment

171.1000

Amendment

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)

5) A complete description of the subjects and issues involved:

By this Notice of Proposed Amendments, the Department proposes to delete the date of incorporation by reference of certain sections of 49 CFR 171 as of November 1, 1988, and insert in its place the date of September 1, 1989. The Department also proposes editorial changes to Section 171.21, and adds subsection 171.1000(b)(9) to note the April 2, 1990, effective date for the Emergency Response Communication Standards.

A review of the federal regulations adopted since November 1, 1988, to the proposed date of incorporation by reference, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does have the effect of making limited substantive changes in the Department's regulations to bring Part 171 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By proposing this rulemaking, the Department's regulations will incorporate changes made to part 171 by US DOT in rulemaking Dockets:

HM-184E [54 FR 954 (January 10, 1989)]

HM-183 [54 FR 24982 (June 12, 1989)]

HM-126C [54 FR 27138 (June 27, 1989)]

HM-166V [54 FR 35651 (August 29, 1989)]

Docket HM-184E amended the regulations to permit the offering, accepting and transporting of hazardous materials shipped by aircraft, conforming to the most recent edition

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of the International Civil Aviation Organization (ICAO) Technical Instructions. Section 171.7(d)(27) is being revised to reference the 1989-1990 edition.

Docket HM-183 amended the regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and qualification of all specification cargo tanks. Section 171.8 added definitions for "authorized inspector" and "authorized inspection agency" to clarify who is qualified to perform inspections of cargo tanks as required by the hazardous materials regulations. "Cargo tank motor vehicle" and "cargo tank" were revised for clarity and to provide consistency with the regulations.

Docket HM-126C amended the regulations to provide new requirements for emergency response information on shipping papers and placement of emergency response information on vehicles at transportation facilities handling hazardous material shipments. Section 171.8 revised the definition for "technical name," section 171.12a was added to require shipments of hazardous materials being imported into the U.S. from Canada to be in compliance with the requirements for emergency response information as specified in the regulations.

Docket HM-166V amended the regulations by revising the requirements for transporting Uranium Hexafluoride. Section 171.1(d)(4)(IV) added a new paragraph to incorporate ANSI N14.1 - 1987 by reference.

6) Will this proposed rulemaking replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

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Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

This proposed rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal regulation, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

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NOTICE OF PROPOSED AMENDMENT(S)

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 171

GENERAL INFORMATION, REGULATIONS AND DEFINITIONS

Section

171.1	Purpose and Scope
171.2	General Transportation Requirements
171.3	Hazardous Waste
171.4	Exemptions
171.6	Agricultural Exception
171.7	Matter Incorporated by Reference (Repealed)
171.8	Definitions and Abbreviations (Repealed)
171.9	Rules of Construction (Repealed)
171.12	Import and Export Shipments (Repealed)
171.14	Specification Markings (Repealed)
171.15	Notification and Reporting of Hazardous Materials Incidents
171.17	Hazardous Substance Discharge Notification
171.18	Continuation of Effectiveness of Existing Bureau of Explosives Registrations (Repealed)
171.19	Approvals or Authorizations Issued by the Bureau of Explosives (Repealed)
171.21	Retailer Exception
171.1000	Incorporation by Reference of 49 CFR 171

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. 41, effective February 1, 1979; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; codified at 8 Ill. Reg. 17984; amended at 10 Ill. Reg. 9636, effective May 15, 1986; amended at 10 Ill. Reg. 20753, effective December 1, 1986; emergency amendment at 11 Ill. Reg. 1684, effective January 16, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 4772, effective March 10, 1987; amended at 11 Ill. Reg. 7767, effective April 14, 1987; amended at 11 Ill. Reg. 17886, effective October 20, 1987; amended at 12 Ill. Reg. 8078, effective April 26, 1988; amended at 13 Ill. Reg. 3984, effective March 14, 1989; amended at 14 Ill. Reg. _____, effective _____.

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Section 171.21 Retailer Exception

- a) Hazardous materials which are transported in less than case-lot quantities or when repackaged to comply with the quantity limitations prescribed in subsection (b) are not subject to ~~this Part~~ these regulations if all of the following conditions are met:
- 1) Packagings of hazardous materials are enclosed in strong outside packages (49 CFR 171.8), cushioned, if necessary, to prevent breaking and leakage (49 CFR 173.24 (1988), no further amendments or editions included);
 - 2) Gross weight of less-than-case lots and single unit packagings is not over 100 pounds per vehicle;
 - 3) Transportation is by private motor vehicle, in intrastate commerce, between a final distribution point and a retail establishment or between a retail establishment and a final end user; and,
 - 4) The distance to be travelled does not exceed 100 miles.
- b) Each packaging of hazardous materials subject to this exception shall not exceed the quantity limits established below:
- 1) For liquids - five gallons.
 - 2) For dry materials, twenty-five pounds.
 - 3) For compressed gases:
 - A) In containers of not more than four fluid ounces capacity (7.22 cubic inches or less); or
 - B) In metal containers, with pressure not exceeding 180 psig at 130°F, not to exceed 27.7 fluid ounces (50 cubic inches); or
 - C) For freon, authorized cylinders not to exceed 30 pound capacity; or
 - D) Any other packaging authorized as inside packaging by 92 Ill. Adm. Code 173.306.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

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NOTICE OF PROPOSED AMENDMENT(S)

Section 171.1000 Incorporation by Reference of 49 CFR 171

- a) As Part 171 of the Illinois Hazardous Materials Transportation Regulations, the Department incorporates the following sections of 49 CFR 171 by reference, as those sections of the federal hazardous materials transportation regulations were in effect on November 17, 1988-September 1, 1989, subject only to the exceptions in subsection (b) of this Section. No later amendments to or editions of those sections of 49 CFR 171 of the federal regulations are incorporated.
- | | |
|---------|---|
| 171.7 | Matter Incorporated by Reference |
| 171.8 | Definitions and Abbreviations |
| 171.9 | Rules of Construction |
| 171.11 | Use of ICAO Technical Instructions |
| 171.12 | Import and Export Shipments |
| 171.12a | Canadian Shipments and Packagings |
| 171.14 | Specification Markings |
| 171.18 | Continuation of Effectiveness of Existing Bureau of Explosives Approvals or Authorizations Issued by the Bureau of Explosives |
| 171.19 | Approvals or Authorizations Issued by the Bureau of Explosives |
| 171.20 | Submission of Examination Reports |
- b) The following interpretations of, additions to and deletions from the above incorporated sections of 49 CFR 171 shall apply for purposes of this Part 171 of the Illinois Hazardous Materials Transportation Regulations.
- 1) All references to "this part" in the incorporated federal regulations shall mean Part 171 of the Illinois Hazardous Materials Transportation Regulations.
 - 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter I, Subchapter c.
 - 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.

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- 4) All references to Part 176 or to sections therein shall be read to refer to that part or sections in the federal regulations.
- 5) All references to shipments of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
- 6) All references to "these regulations" refers to the Illinois Hazardous Materials Transportation Regulations, 92 Ill. Adm. Code 102-179 and 397.
- 7) All references to a "settlement agreement", in these regulations, means a written understanding between the Department and the person being charged.
- 8) The following paragraphs to Section 171.7 "Matter incorporated by reference" in 49 CFR are deleted and not incorporated: 171.7(d)(2); 171.7(d)(21).
- 9) Provisions of Section 171.12a, as it appears to affect Emergency Response Information in Docket HM-126 [54 FR 27138, (June 27, 1989)], can be done now; but the enforcement date does not become effective until April 2, 1990.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

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NOTICE OF PROPOSED AMENDMENT

- 1) Heading of Part: Hazardous Materials Table and Hazardous Materials Communications
- 2) Code Citation: 92 Ill. Adm. Code 172
- 3) Section Numbers: Proposed Action:
172.2000 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) A complete description of the subjects and issues involved:

By this Notice of Proposed Amendment, the Department proposes to delete the date of incorporation by reference of 49 CFR 172 as of November 1, 1988, and insert in its place the date of September 1, 1989.

A review of the federal regulations adopted since November 1, 1988, indicates there are certain changes made by US DOT which should be reflected in the Department's regulations. This rulemaking will make limited substantive changes in the Department's regulations to bring Part 172 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By proposing this rulemaking, the Department's regulations will incorporate changes made to part 172 by US DOT in rulemaking Dockets:

HM-183 [54 FR 24982 (June 12, 1989)]
HM-126C [54 FR 27138 (June 27, 1989)]
HM-145G [54 FR 34666 (August 21, 1989)]

Docket HM-183 amended the regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and requalification of all specification cargo tanks. Section 172.203 amended paragraph (h) by removing the reference to 173.315.

Docket HM-126C amended the regulations to establish additional requirements for emergency response information on shipping papers on vehicles used for hazardous material shipments. This action resulted in improving the information available to emergency response personnel who might

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respond to incidents involving hazardous materials. Section 172.202 was amended to require that shipping papers which accompany shipments of hazardous materials contain an emergency response telephone number for hazardous material shipments. Section 172.203 was changed to require the use of technical names of chemicals in conjunction with certain designated generic shipping descriptions now required by the regulations. Section 172.301 was amended to require the marking of the "technical name" on non bulk packagings of hazardous materials for certain materials. Section 172.302 has been removed since the changes to section 172.301 rendered it obsolete. Subpart G of part 172 was added to define the requirements for emergency response information as to format, contents and accessibility. Emergency response information was prescribed in section 172.602 and requirements for access through a telephone system are prescribed in section 172.604.

Docket HM-145G amended the regulations by revising the "List of Hazardous Substances and Reportable Quantities" in Part 172. This action will enable carriers of hazardous materials to specifically identify Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) hazardous substance and to make the required notification if a discharge of a reportable quantity occurs. Section 172.101 appendix was amended to update the hazardous substance and reportable quantity list.

Will this proposed rulemaking replace an emergency rule recently in effect? No

Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

This proposed rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipments, or carry hazardous materials by highway. Since these shipments are subject to federal regulations, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

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TITLE 92: TRANSPORTATION
 CHAPTER I: DEPARTMENT OF TRANSPORTATION
 SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 172

HAZARDOUS MATERIALS TABLE AND HAZARDOUS MATERIALS COMMUNICATIONS

Section

172.1000 General
 172.2000 Incorporation by Reference of 49 CFR 172
 172.2215 Permanent Shipping Papers

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 6 Ill. Reg. 4287, 4487 and 4573, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; amended at 8 Ill. Reg. 19640, effective October 1, 1984; codified at 8 Ill. Reg. 19601; amended at 8 Ill. Reg. 19622, effective October 1, 1984; emergency amendment at 8 Ill. Reg. 22889, effective November 9, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3810, effective March 11, 1985; Part repealed, new Part adopted at 10 Ill. Reg. 5864, effective April 1, 1986; amended at 10 Ill. Reg. 20759, effective December 1, 1986; emergency amendment at 11 Ill. Reg. 1690, effective January 16, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 4777, effective March 10, 1987; amended at 11 Ill. Reg. 7773, effective April 14, 1987; amended at 11 Ill. Reg. 17893, effective October 20, 1987; amended at 12 Ill. Reg. 8084, effective April 26, 1988; amended at 13 Ill. Reg. 3993, effective March 14, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 172.2000 Incorporation by Reference of 49 CFR 172

- a) As Part 172 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 172 by reference, as that Part of the federal hazardous material transportation regulations was in effect on November-17-1988 September 1, 1989, subject only to the exceptions in paragraph (b) of this Section and Section 172.2215. No later amendments to or editions of 49 CFR 172 are incorporated.

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- b) The following interpretations of, additions to and deletions from 49 CFR 172 shall apply for purposes of this Part 172 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean Part 172 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean Subchapter c of Chapter I of Title 92 of the Illinois Administrative Code- 92 Ill. Adm. Code: Chapter I, Subchapter c.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those parts or sections in the federal hazardous material transportation regulations.
- 5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
- 6) Any changes to 49 CFR 172 made effective by U.S. DOT Rulemaking Docket HM-187 [49 FR 21933 (May 24, 1984)] covering small arms ammunition are not incorporated.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

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- 1) Heading of Part: Procedures
- 2) Code Citation: 92 Ill. Adm. Code 107
- 3) Section Numbers:
- | | |
|---------|-----------|
| 107.3 | Amendment |
| 107.301 | Amendment |
| 107.310 | Amendment |
| 107.311 | Amendment |
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) A complete description of the subjects and issues involved:

By this amendment, the Department proposes to make nonsubstantive changes to four Sections.

This amendment proposes to make editorial changes to Section 107.3 by revising the definition of the term "Division" by deleting the reference to the Hazardous Materials Section. This Section merged with the Vehicle Inspection Section to form what is now the Commercial Vehicle Safety Section. Section 107.301 is being changed to correctly identify the State Police Agency, to delete a reference to the Department of Public Health, and to clarify the use of interagency agreements in the enforcement of the regulations. Section 107.310 is being revised to more clearly explain the actions of the Department with respect to the review of Notices of Apparent Violation. Section 107.311 is being modified to add the phrase, "or his authorized representative" to the authority for issuance of a warning letter.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.

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- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

- 12) Initial Regulatory Flexibility Analysis:

This proposed amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal regulations, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENT

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 107
PROCEDURES

SUBPART A: GENERAL PROVISIONS

Section

107.1 Purpose and Scope

107.3 Definitions

107.5 Request for Confidential Treatment

107.11 Service

107.13 Subpoenas

SUBPART B: EXEMPTIONS

Section

107.101 Purpose and Scope

107.102 Persons Holding Federal Exemptions

107.103 Applications for Exemptions for Persons Transporting

Hazardous Materials Not Governed by the Federal

Hazardous Materials Regulations

107.105 Application for Renewal

107.107 Initial Application Review

107.109 Processing of Application

107.111 Party to an Exemption

107.117 Withdrawal

107.119 Termination

107.121 Appeal

107.123 Availability for Public Inspection

SUBPART D: ENFORCEMENT

Section

107.301 Responsibility for Enforcement

107.303 Purpose and Scope

107.305 Investigations

107.307 Inspection and Examination of Records and Properties

107.308 Notice of Apparent Violation

107.309 Stopping of Vehicles

107.310 Department Review of Notice of Apparent Violation

107.311 Warning Letter

107.313 Civil Penalties Generally

107.314 Maximum Penalties

107.315 Commencement of Civil Penalty

107.316 Reply

107.317 Payment of Penalty

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107.318 Request for Hearing
 107.319 Hearing
 107.320 Presiding Officer's Decision
 107.321 Assessment Considerations
 107.323 Appeal
 107.331 Compliance Orders Generally
 107.333 Notice of Probable Violation
 107.334 Reply
 107.335 Consent Order
 107.336 Hearing
 107.337 Presiding Officer's Decision
 107.338 Compliance Order For Immediate Compliance
 107.339 Appeal
 107.341 Injunctions and Other Equitable Relief
 107.343 Imminent Hazards
 107.371 Criminal Penalties Generally
 107.373 Referral for Prosecution

APPENDIX A Standard Conditions Applicable to Exemptions, Packages, Containers, Shipments

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 3 Ill. Reg. 49, p. 273, effective December 10, 1979; amended at 6 Ill. Reg. 4287, effective April 16, 1982; codified at 8 Ill. Reg. 17979; amended at 10 Ill. Reg. 5876, effective April 1, 1986; amended at 14 Ill. Reg. _____, effective _____.

Section 107.3 Definitions

As used in this Part:

"Act" means the Illinois Hazardous Materials Transportation Act.

"Department" means the Illinois Department of Transportation.

"Director" means the Director of the Division of Traffic Safety.

"Division" means the Division of Traffic Safety Hazardous Materials Section.

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"Person" means any natural person or individual, governmental body, firm, association, partnership, copartnership, joint venture, company, corporation, joint stock company, trust, estate or any other legal entity or their legal representative, agent or assigns.

"Respondent" means a person upon whom the Department has served a notice of probable violation.

"Secretary" means the Secretary of the Illinois Department of Transportation.

"State" means the State of Illinois.

"State Police" includes any individual officer of the State Police.

Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 107.301 Responsibility for Enforcement

In accordance with delegations of authority from the Secretary, responsibility for enforcement of this Subchapter is exercised by:

- a) The Department of Transportation;
- b) The Department ~~Division~~ of State Police ~~of the Department of Law Enforcement~~; and
- c) ~~The Department of Public Health with respect to the transportation or shipment of radioactive materials, and~~
Any other department or agency of State government which has jurisdiction with respect to the transportation of hazardous materials, with which the Secretary concludes an interagency agreement.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 107.310 Department Review of Notice of Apparent Violation

Upon receiving a copy of a notice of apparent violation, the ~~Director~~ Department shall review the notice and determine whether any further administrative action is required. If the ~~Director~~ Department determines that further administrative action is required, the ~~Director~~ Department may take any administrative

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action set forth in this subpart ~~he~~ it believes is appropriate.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 107.311 Warning Letter

a) When the ~~Director~~ Department has reason to believe that a person is engaging in conduct which involves a violation of any provision of these regulations, the Director, or his authorized representative, may issue a warning letter which shall:

- 1) Advise the person of the time, place and circumstances of the apparent violation;
- 2) Advise the person that a subsequent inspection may be conducted to ascertain whether the violation has been corrected; and
- 3) Warn the person not to repeat the violation in the future.
- b) The warning letter shall be served in the manner prescribed in Section 107.11.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

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1) Heading of Part: Shippers General Requirements for Shipments and Packagings

2) Code Citation: 92 Ill. Adm. Code 173

3) Section Numbers: Proposed Action:

173.3000

Amendment

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)

5) A complete description of the subjects and issues involved:

By this Notice of Proposed Amendment, the Department proposes to delete the date of incorporation by reference of 49 CFR 173 as of November 1, 1988, and insert in its place the date of September 1, 1989.

A review of the federal regulations adopted since November 1, 1988, to the proposed date of incorporation by reference, indicates that there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does have the effect of making limited substantive changes in the Department's regulations to bring Part 173 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By proposing this rulemaking, the Department's regulations will incorporate changes made to part 173 by US DOT in rulemaking Dockets:

HM-201B	[54 FR 8336 (February 28, 1989)]
HM-149F	[54 FR 14813 (April 13, 1989)]
HM-183B	[54 FR 18820 (May 2, 1989)]
HM 183	[54 FR 24982 (June 12, 1989)]
HM-126C	[54 FR 27138 (June 27, 1989)]
HM-166V	[54 FR 35651 (August 29, 1989)]
HM-201B	[54 FR 35878 (August 30, 1989)]

Docket HM-201B amended the regulations to permit the use of railroad tank car tanks with tank shell thickness in localized areas less than the minimum specified in the regulations, and require the measurement of tank car tank thickness under certain conditions. Section 173.31(a)(11)

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(iv) requires that the total cumulative surface perimeter of the reductions in shell thickness on each tank car tank does not exceed six feet. Section 173.31(f) requires that shell thickness measurements be performed when there is a possible reduction in tank thickness due to any repairs, alterations or conversions of a tank car.

Docket HM-149F amended the regulations to permit the transportation by passenger-carrying aircraft for specified quantities of radioactive materials. Sections 173.4, 173.421-1, and 173.421-2 removed the year "1989" and added in its place the year 1991.

Docket HM-183B revised the regulations to provide a period of 36 months to allow rear bumpers or rear-end tank protection devices to be installed on cargo tank trucks (commonly called bob-tails), which are operated in combination with cargo tank full trailers. Section 173.33(a)(2) added qualification allowing the operation of a cargo tank truck, without a rear bumper, to be transported to a repair or maintenance facility.

Docket HM-183 amended the regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and requalification of all specification cargo tanks. Part 173 revised the regulations for certain commodities by amending and clarifying the rules for offering or accepting hazardous materials for transportation in a cargo tank motor vehicle.

Docket HM-126C amended the regulations to provide new requirements for emergency response information on shipping papers and placement of emergency response information on vehicles and at transportation facilities. Section 173.12 added a new paragraph to allow the use of waste stream numbers instead of the required technical name description for hazardous waste packaged in lab packs.

Docket HM-166V amended the regulations by revising the requirements for transporting Uranium Hexafluoride. Section 173.420 is being revised to permit the transport of Uranium Hexafluoride in certain packagings that do not meet the requirements of the American National Standard or the specification for Class DOT - 1D6A multi-unit tank car tanks as required by the regulations.

Docket HM-201B amended the regulations to further extend

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the effective date of the February 28, 1989, final rule which permitted the use of railroad tank car tanks with tank shell thickness in localized areas less than the minimum specified in the regulations.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

This proposed amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal

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regulations, there are no new reporting, bookkeeping or other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

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- 1) All references to "this part" in the incorporated federal regulations shall mean Part 173 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean Subchapter C of Chapter I of Title 92 of the Illinois Administrative Code, 92 Ill. Adm. Code: Chapter I, Subchapter C.

- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.

- 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.

- 5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.

- 6) Section 173.5 in 49 CFR is deleted and not incorporated.

- 7) Section 173.24(c)(1)(vi) is added to the Illinois Hazardous Materials Transportation Regulations and reads as follows:

The markings in this section are not required for a surface moisture/density gauge transported as Radioactive Material, Special Form, N.O.S., when accompanied by a shipping paper which contains (or is accompanied by) a signed statement or certification from the manufacturer of the gauge attesting that the gauge construction complies with all package specifications set forth in Sections 173.415 and 173.416, except those that pertain to marking.

- 8) Section 173.119(n) is added to the Illinois Hazardous Materials Transportation Regulations and reads as follows:

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PART 173
SHIPPER'S GENERAL REQUIREMENTS FOR SHIPMENTS AND PACKAGINGS

Section
173.2000 General
173.3000 Incorporation by Reference of 49 CFR 173

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 4 Ill. Reg. 30, p. 1244, effective July 10, 1980; amended at 5 Ill. Reg. 1715, effective February 9, 1981; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 6 Ill. Reg. 10036, effective August 2, 1982; amended at 7 Ill. Reg. 3486, effective April 12, 1983; codified at 8 Ill. Reg. 20015; Part repealed, new Part adopted at 10 Ill. Reg. 5885, effective April 1, 1986; amended at 10 Ill. Reg. 20764, effective December 1, 1986; amended at 11 Ill. Reg. 4781, effective March 10, 1987; amended at 11 Ill. Reg. 1789, effective October 20, 1987; amended at 12 Ill. Reg. 8089, effective April 26, 1988; amended at 13 Ill. Reg. 3998, effective March 14, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 173.3000 Incorporation by Reference of 49 CFR 173

- a) As Part 173 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 173 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on November 17, 1988. September 1, 1989, subject only to the exceptions in paragraph (b) of this Section. No later amendments to or editions of 49 CFR 173 are incorporated.
- b) The following interpretations of, additions to and deletions from 49 CFR 173 shall apply for purposes of this Part 173 of the Illinois Hazardous Materials Transportation Regulations.

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The specifications in this Section do not apply to gasoline being transported in a packaging having a rated capacity of 110 gallons or less if the shipment is in compliance with the rules of the Office of the State Fire Marshal, 41 Ill. Adm. Code 170.15(c). In addition, these shipments are not subject to Subchapter c of these regulations except for those Sections referenced in 41 Ill. Adm. Code 170.15(c).

- 9) Section 173.315(a)(1) Note 17 is deleted from the federal regulations and a new Section 173.315(a)(1) Note 17 is added to the Illinois regulations to read as follows:

Specifications MC 330 and MC 331 cargo tanks with a design service pressure of 250 p.s.i.g built in compliance with the Federal ICC or Federal DOT regulations at the time of manufacture, which meet all other design and testing requirements specified by Section 177.824 for cargo tanks in anhydrous ammonia service, and which have been in anhydrous ammonia service in Illinois before February 1, 1979, may continue to be used in such service. No cargo tank that has not been in anhydrous ammonia service in Illinois before February 1, 1979, may be placed in such service in Illinois after that date unless it meets all requirements of the specification, including a minimum design service pressure of 265 p.s.i.g.

- 10) Section 173.315(k) in 49 CFR is deleted and not incorporated.

- 11) Any changes to 49 CFR 173 made effective by U.S. DOT Rulemaking Docket HM-187 [49 FR 21933 (May 24, 1984)] covering small arms ammunition are not incorporated.

(Source: Amended at ___ Ill. Reg. ___, effective _____)

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- 1) Heading of Part: Shipping Container Specifications
- 2) Code Citation: 92 Ill. Adm. Code 178
- 3) Section Numbers: Proposed Action:
178.2000 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) A complete description of the subjects and issues involved:

By this Notice of Proposed Amendment, the Department proposes editorial changes to the table of contents and to delete the date of incorporation by reference of 49 CFR 178 as of November 1, 1988, and insert in its place the date of September 1, 1989.

A review of the federal regulations adopted since November 1, 1988, to the proposed date of incorporation by reference, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does make limited changes in the Department's regulations to bring Part 178 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By proposing this rulemaking, the Department's regulations will incorporate changes made to part 178 by US DOT in rulemaking Dockets:

HM-183B [54 FR 18820 (May 2, 1989)]
HM-183 [54 FR 24982 (June 12, 1989)]

Docket HM-183B amended the regulations to provide a period of 36 months to allow rear bumper or rear-end tank protection devices to be installed on cargo tank trucks, which are operated in combination with cargo tank full trailers. Section 178.34-8(b) revised the regulations to provide for more flexibility in design and in positioning the rear-end device where it will offer the best protection.

Docket HM-183 amended the regulations by revising the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and requalification of all

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specification cargo tanks. In part 178, sections have been added, revised and removed to reflect amendments initiated by US DOT.

6) Will this proposed rulemaking replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Rules do not affect units of local government.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

Tom Crawford, Chief
Regulations & Training Unit
Department of Transportation
Division of Traffic Safety
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 785-3064

Comments received within thirty days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

This proposed amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs on October 6, 1989. The types of small businesses affected by this rule are those businesses that offer for shipment, or carry hazardous materials by highway. Since these shipments are subject to federal regulations, there are no new reporting, bookkeeping or

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other special skills required for compliance as a result of this rulemaking.

The full text of the Proposed Amendments begin on the next page:

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TITLE 92: TRANSPORTATION
 CHAPTER I: DEPARTMENT OF TRANSPORTATION
 SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 178
 SHIPPING CONTAINER SPECIFICATIONS

Section

178.321 Specification MC 300; Cargo Tanks Constructed of Mild (Open Hearth or Blue Annealed) Steel, or Combination of Mild Steel with High Tensile Steel, or Stainless Steel, Primarily For the Transportation of Flammable Liquids or Poisonous Liquids, Class B

178.321.0.1
 178.321.0.2
 178.321.0.3
 178.321.0.4
 178.321.0.5

[178.321-1] General Requirements
 [178.321-2] Material
 [178.321-3] Thickness
 [178.321-4] Joints
 [178.321-5] Bulkheads, Baffles, and Ring Stiffeners

178.321.0.6
 178.321.0.7
 178.321.0.8
 178.321.0.9
 178.321.1.0
 178.321.1.1
 178.321.1.2
 178.321.1.3
 178.321.1.4
 178.321.1.5
 178.321.1.6
 178.321.1.7
 178.321.1.8

[178.321-6] Closures for Manholes
 [178.321-7] Overturn Protection
 [178.321-8] Outlets
 [178.321-9] Vents, Valves, and Connections
 [178.321-10] Protection of Fittings
 [178.321-11] Emergency Discharge Control
 [178.321-12] Shear Section
 [178.321-13] Anchoring of Tank
 [178.321-14] Gauging Devices
 [178.321-15] Pumps
 [178.321-16] Testing Requirements
 [178.321-17] Marking of Cargo Tanks
 [178.321-18] Certification

178.322 Specification MC 301; Cargo Tanks Constructed of Welded Aluminum Alloy (Grade 3S), To Be Mounted On and To Form Part Of Tank Motor Vehicles for Transportation of Flammable Liquids, and Poisonous Liquids, Class B

178.322.0.1
 178.322.0.3
 178.322.0.5
 178.322.0.9
 178.322.1.1
 178.322.1.2
 178.322.1.3
 178.322.1.4
 178.322.1.7

[178.322-1] General Requirements
 [178.322-3] Certification
 [178.322-5] Marking of Cargo Tanks
 [178.322-9] Testing Requirements
 [178.322-11] Material
 [178.322-12] Thickness of Sheets and Ring Stiffeners
 [178.322-13] Tolerance
 [178.322-14] Joints
 [178.322-17] Tank Outlets

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178.322.1.8
 178.322.1.9
 178.322.2.0
 178.322.2.1
 178.322.2.2
 178.322.2.3
 178.322.2.4
 178.323

[178.322-18] Bulkheads, Baffles, and Ring Stiffeners
 [178.322-19] Tank Vents
 [178.322-20] Valve and Faucet Connections
 [178.322-21] Emergency Discharge Control
 [178.322-22] Shear Section
 [178.322-23] Protection of Valves and Faucets
 [178.322-24] Overturn Protection
 Specification MC 302; Cargo Tanks Constructed of Welded Aluminum Alloy (ASTM B209-57T), Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B

178.323.0.1
 178.323.0.2
 178.323.0.3
 178.323.0.4
 178.323.0.5
 178.323.0.6
 178.323.0.7
 178.323.0.8
 178.323.0.9
 178.323.1.0
 178.323.1.1
 178.323.1.2
 178.323.1.3
 178.323.1.4
 178.323.1.5
 178.323.1.6
 178.323.1.7
 178.323.1.8
 178.324

[178.323-1] General Requirements
 [178.323-2] Material
 [178.323-3] Thickness of Metal
 [178.323-4] Joints
 [178.323-5] Bulkheads, Baffles, and Ring Stiffeners
 [178.323-6] Closures for Manholes
 [178.323-7] Overturn Protection
 [178.323-8] Tank Outlets
 [178.323-9] Vents, Valves, and Connections
 [178.323-10] Protection of Fittings
 [178.323-11] Emergency Discharge Control
 [178.323-12] Shear Section
 [178.323-13] Anchoring of Tank
 [178.323-14] Gauging Devices
 [178.323-15] Pumps
 [178.323-16] Testing Requirements
 [178.323-17] Marking of Cargo Tanks
 [178.323-18] Certification
 Specification MC 303; Cargo Tanks Constructed of Welded Ferrous Alloy (High-Tensile Steel), or Stainless Steel, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B

178.324.0.1
 178.324.0.2
 178.324.0.3
 178.324.0.4
 178.324.0.5
 178.324.0.6
 178.324.0.7
 178.324.0.8
 178.324.0.9
 178.324.1.0
 178.324.1.1
 178.324.1.2
 178.324.1.3

[178.324-1] General Requirements
 [178.324-2] Material
 [178.324-3] Thickness of Metal
 [178.324-4] Joints
 [178.324-5] Bulkheads, Baffles, and Ring Stiffeners
 [178.324-6] Closures for Manholes
 [178.324-7] Overturn Protection
 [178.324-8] Outlets
 [178.324-9] Vents, Valves, and Connections
 [178.324-10] Protection of Fittings
 [178.324-11] Emergency Discharge Control
 [178.324-12] Shear Section
 [178.324-13] Anchoring of Tank

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178.324.1.4 Gauging Devices
 178.324.1.5 Pumps
 178.324.1.6 Testing Requirements
 178.324.1.7 Marking of Cargo Tanks
 178.324.1.8 Certification
 178.325 Specification MC 304; Cargo Tanks Constructed of Mild (Open Hearth or Blue Annealed) Steel, Welded Ferrous Alloy (High-Tensile) Steel, or Aluminum, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B, Having Reid (ASTM D-323) Vapor Pressures of 18 PSIA or More at 100° F., But Less Than Those Stated in 92 Ill. Adm. Code 173.300, In Defining Compressed Gases
 178.325-1 General Requirements
 178.325-2 Material
 178.325-3 Thickness of Metal
 178.325-4 Joints
 178.325-5 Bulkheads, Baffles, and Ring Stiffeners
 178.325-6 Closures for Manholes
 178.325-7 Overturn Protection
 178.325-8 Tank Outlets
 178.325-9 Safety Relief Devices, Valves, and Connections
 178.325-10 Protection of Fittings
 178.325-11 Emergency Discharge Control
 178.325-12 Shear Section
 178.325-13 Anchoring of Cargo Tank
 178.325-14 Gauging Devices
 178.325-15 Pumps
 178.325-16 Testing Requirements
 178.325-17 Marking of Cargo Tanks
 178.325-18 Certification
 178.326 Specification MC 305; Cargo Tanks Constructed of Aluminum Alloys for High-Strength Welded Construction, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B
 178.326-1 General Requirements
 178.326-2 Material
 178.326-3 Thickness of Sheets
 178.326-4 Joints
 178.326-5 Bulkheads, Baffles, and Ring Stiffeners
 178.326-6 Closures for Manholes
 178.326-7 Overturn Protection
 178.326-8 Tank Outlets
 178.326-9 Vents, Valves, and Connections
 178.326-10 Protection of Fittings

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178.326.1.1 Emergency Discharge Control
 178.326.1.2 Shear Section
 178.326.1.3 Anchoring of Cargo Tank
 178.326.1.4 Gauging Devices
 178.326.1.5 Pumps
 178.326.1.6 Testing Requirements
 178.326.1.7 Marking of Cargo Tanks
 178.326.1.8 Certification
 178.330 Specification MC 310; Cargo Tanks Constructed of Ferrous Materials, Primarily For the Transportation of Corrosive Liquids
 178.330-1 General Requirements
 178.330-2 Material
 178.330-3 Thickness of Metal
 178.330-4 Joints
 178.330-5 Bulkheads, Baffles, Ring Stiffeners, Tank-Supports, and Compartmentation
 Tank Supports, and Compartmentation
 178.330-6 Closures for Manholes
 178.330-7 Overturn Protection
 178.330-8 Outlets
 178.330-9 Vents, Valves, and Connections
 178.330-10 Protection of Fittings
 178.330-11 Emergency Discharge Control
 178.330-12 Shear Section
 178.330-13 Anchoring of Tank
 178.330-14 Gauging Devices
 178.330-15 Pumps and Compressors
 178.330-16 Testing Requirements
 178.330-17 Marking of Cargo Tanks
 178.330-18 Certification
 178.331 Specification MC 311; Cargo Tanks Constructed of Ferrous Metals or Aluminum, Primarily for the Transportation of Corrosive Liquids
 178.331-1 General Requirements
 178.331-2 Material
 178.331-3 Thickness of Metal
 178.331-4 Joints
 178.331-5 Bulkheads, Baffles, Ring Stiffeners, Tank-Supports, and Compartmentation
 Tank Supports, and Compartmentation
 178.331-6 Closures for Manholes
 178.331-7 Overturn Protection
 178.331-8 Outlets
 178.331-9 Vents, Valves, and Connections
 178.331-10 Protection of Fittings
 178.331-11 Emergency Discharge Control

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178.331.1.2 Shear Section
 178.331.1.3 Anchoring of Tank
 178.331.1.4 Gauging Devices
 178.331.1.5 Pumps and Compressors
 178.331.1.6 Testing Requirements
 178.331.1.7 Marking of Cargo Tanks
 178.331.1.8 Certification
 178.336 Specification MC 330; Cargo Tanks Constructed of Steel, Primarily For Transportation of Compressed Gases
 178.336.0.1 General Requirements
 178.336.0.2 Material
 178.336.0.3 Thickness of Metal
 178.336.0.4 Joints
 178.336.0.5 Bulkheads, Baffles, and Ring Stiffeners
 178.336.0.6 Closures for Manholes
 178.336.0.7 Overturn Protection
 178.336.0.8 Outlets
 178.336.0.9 Safety Relief Devices, Valves, and Connections
 178.336.1.0 Protection of Fittings
 178.336.1.1 Emergency Discharge Control
 178.336.1.2 Shear Section
 178.336.1.3 Anchoring of Tank
 178.336.1.4 Gauging Devices
 178.336.1.5 Pumps and Compressors
 178.336.1.6 Testing Requirements
 178.336.1.7 Marking of Cargo Tanks
 178.336.1.8 Certification
 178.337 Specification MC 331; Cargo Tanks Constructed of Steel, Primarily For Transportation of Compressed Gases, As Defined in the Compressed Gas Section (Repealed)
 178.337.0.1 General Requirements (Repealed)
 178.337.0.2 Material (Repealed)
 178.337.0.3 Thickness of Tank Metal (Repealed)
 178.337.0.4 Joints (Repealed)
 178.337.0.5 Bulkheads, Baffles, and Ring Stiffeners (Repealed)
 178.337.0.6 Closure for Manhole (Repealed)
 178.337.0.7 Overturn Protection (Repealed)
 178.337.0.8 Outlets (Repealed)
 178.337.0.9 Safety Relief Devices, Valves, and Connections-(Repealed)
 178.337.1.0 Protection of Fittings (Repealed)
 178.337.1.1 Emergency Discharge Control (Repealed)

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178.337.1.2 Shear Section (Repealed)
 178.337.1.3 Supporting and Anchoring (Repealed)
 178.337.1.4 Gauging Devices (Repealed)
 178.337.1.5 Pumps and Compressors (Repealed)
 178.337.1.6 Testing (Repealed)
 178.337.1.7 Marking (Repealed)
 178.337.1.8 Certification (Repealed)
 178.340 General Design and Construction Requirements Applicable to Specifications MC 306 (Section 178.341), MC 307 (Section 178.342), and MC 312 (Section 178.343) Cargo Tanks (Repealed)
 178.340.0.1 Specification Requirements for MC 306, MC-307, and MC-312 Cargo Tanks (Repealed)
 178.340.0.2 General Requirements (Repealed)
 178.340.0.3 Material (Repealed)
 178.340.0.4 Structural Integrity (Repealed)
 178.340.0.5 Joints (Repealed)
 178.340.0.6 Supports and Anchoring (Repealed)
 178.340.0.7 Circumferential Reinforcements (Repealed)
 178.340.0.8 Accident Damage Protection (Repealed)
 178.340.0.9 Pumps (Repealed)
 178.340.1.0 Certification (Repealed)
 178.341 Specification MC 306; Cargo Tanks (Repealed)
 178.341.0.1 General Requirements (Repealed)
 178.341.0.2 Thickness of Shells, Heads, Bulkheads, and Baffles-(Repealed)
 178.341.0.3 Closures for Fill Openings and Manholes (Repealed)
 178.341.0.4 Vents (Repealed)
 178.341.0.5 Emergency Flow Control (Repealed)
 178.341.0.6 Gauging Devices (Repealed)
 178.341.0.7 Method of Test (Repealed)
 178.342 Specification MC 307; Cargo Tanks (Repealed)
 178.342.0.1 General Requirements (Repealed)
 178.342.0.2 Thickness of Shell, Heads, Bulkheads, and Baffles-(Repealed)
 178.342.0.3 Closures for Manholes (Repealed)
 178.342.0.4 Vents (Repealed)
 178.342.0.5 Outlets (Repealed)
 178.342.0.6 Gauging Devices (Repealed)
 178.342.0.7 Method of Test (Repealed)
 178.343 Specification MC 312; Cargo Tanks (Repealed)

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- 178.343.0.1 [178.343-1] General Requirements (Repealed)
 178.343.0.2 [178.343-2] Thickness of Shell, Heads, Bulkheads, and Baffles of Non-Asme-Code-Tanks (Repealed)
 and Baffles of Non-Asme Code Tanks (Repealed)
 178.343-3 Closures for Manholes (Repealed)
 178.343-4 Vents (Repealed)
 178.343-5 Outlets (Repealed)
 178.343-6 Gauging Devices (Repealed)
 178.343-7 Method of Test (Repealed)
 178.343.0.7 Specification 7A; General Packaging, Type A (Repealed)
 178.350 [178.350-1] General Requirements (Repealed)
 178.350.0.1 [178.350-2] Specific Requirements (Repealed)
 178.350.0.2 [178.350-3] Marking (Repealed)
 178.350.0.3 General
 178.1000 Incorporation by Reference of 49 CFR 178

APPENDIX C

APPENDIX D

- TABLE A Material Thickness (Repealed)
 Minimum Thickness of Heads, Bulkheads, and Baffles (Repealed)
 TABLE B Minimum Thickness of Shell Sheets (Repealed)

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1987 ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 5 Ill. Reg. 1715, effective February 9, 1981; amended at 6 Ill. Reg. 10036, effective August 2, 1982; amended at 8 Ill. Reg. 19640, effective October 1, 1984; codified at 8 Ill. Reg. 20047; amended at 8 Ill. Reg. 20064, effective October 1, 1984; amended at 10 Ill. Reg. 5897, effective April 1, 1986; amended at 10 Ill. Reg. 20770, effective December 1, 1986; amended at 11 Ill. Reg. 4786, effective March 10, 1987; amended at 11 Ill. Reg. 17904, effective October 20, 1987; amended at 12 Ill. Reg. 8093, effective April 26, 1988; amended at 13 Ill. Reg. 4004, effective March 14, 1989; amended at 14 Ill. Reg. _____, effective _____.

AGENCY NOTE: In reading this Part it is necessary to read Sections 178.1000 and 179.2000 prior to reading the remaining Sections in numerical order.

Section 178.2000 Incorporation By Reference of 49 CFR 178

- a) As Part 178 of the Illinois Hazardous Materials

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENT(S)

Transportation Regulations the Department incorporates 49 CFR 178 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on November 17-1988-September 1, 1989, subject only to the exceptions in paragraph (b) of this Section. No later amendments to or editions of 49 CFR 178 are incorporated.

- b) The following interpretations of, additions to and deletions from the 49 CFR 178 shall apply for purposes of this Part 178 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean Part 178 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean Subchapter C of Chapter I of Title 92 of the Illinois Administrative Code 92 Ill. Adm. Code: Chapter I, Subchapter C.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: Research Involving Children and Families
- 2) Code Citation: 89 Ill. Adm. Code 432
- 3) Section Numbers:
432.8 Adopted Action
432.9 Renumbered, New Section
Renumbered
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch 23, par. 5001 et seq
- 5) Effective Date of Amendment: October 15, 1989
- 6) Does this rulemaking contain an automatic repeal date: Yes ☐ No ☒
If so, please specify date:
- 7) Does this amendment contain incorporations by reference? No.
If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?
- 8) Date Filed in Agency's Principal Office: October 12, 1989
- 9) Notice(s) of Proposal Published in Illinois Register:
April 21, 1989, 13 Ill. Reg. 5225
(issue date)
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No.
If answer is "yes," please complete the following:
- 11) Difference(s) between proposal and final version:
Section 432.8(b) in the first line the words "open for inspection to" has been replaced by "available upon request for inspection by."
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this amendment replace an emergency Rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendment: This amendment requires that records pertaining to research conducted on Department clients be retained by the researcher for at least 36 months following termination of the research. In addition, research records shall be subject to inspection by Department staff.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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- 16) Information and questions regarding this amendment shall be directed to:

Name: Jacqueline Nottingham, Chief

Address: Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe
Springfield, Illinois 62701-1498

Telephone: 217/785-2592

The full text of the adopted amendment begins on the next page:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 89: SOCIAL SERVICES

CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER f: GENERAL ADMINISTRATION

PART 432

RESEARCH INVOLVING CHILDREN AND FAMILIES

Section

- 432.1 Purpose
- 432.2 Definitions
- 432.3 Responsibilities of the Research Review Board
- 432.4 Membership of the Research Review Board
- 432.5 Criteria by Which Proposed Research Will be Evaluated
- 432.6 Voluntary Assent of Minors and Consent of Adults and Families
- 432.7 Use of Experimental Drugs
- 432.8 Retention of Records
- 432.9 432-8 Final Approval of Research Involving Children and Families

AUTHORITY: Implementing and authorized by "AN ACT creating the Department of Children and Family Services, codifying its powers and duties, and repealing certain Acts and Sections herein named" (Ill. Rev. Stat. 1987, ch. 23, pars. 5001 et seq.) and implementing the National Research Act of 1974 (Pub. L. 93-348, July 12, 1974, 88 Stat. 342 as amended).

SOURCE: Adopted and codified at 5 Ill. Reg. 5842, effective June 5, 1981; amended at 13 Ill. Reg. 16411, effective October 15, 1989.

Section 432.8 Retention of Records

- a) All records pertaining to the human subject aspects of approved research projects, including but not limited to consent forms, data collection instruments, population/sampling lists, shall be retained by the researchers for a period of at least thirty-six (36) months following termination of the research.
- b) Project records of the researchers shall be available upon request for inspection by the Department's Office of Audits, Office of Investigations or any other Department staff designated by the Director.

(Source: Former Section 432.8 renumbered to 432.9, new Section 432.8 adopted at 13 Ill. Reg. 16411, effective October 15, 1989.)

Section 432-8432.9 Final Approval of Research Involving Children and Families

- a) The Director of the Department of Children and Family Services or his designee, will make all decisions, including approval, approval with stipulations, or disapproval for each proposed research project involving Department clients.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED AMENDMENT(S)

- b) The Director, or his designee, shall have the benefit of all opinions of the members of the Research Review Board and any consultant or citizen consulted by the Research Review Board.

(Source: Section 432.9 renumbered from Section 432.8 at 13 Ill. Reg. 16411, effective October 15, 1989.)

BOARD OF GOVERNORS FOR STATE COLLEGES AND UNIVERSITIES

NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: Joint Rules of the Board of Regents, The Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois, and the Board of Trustees of Southern Illinois University: Procurement and Bidding

2) Code Citation: 44 Ill. Adm. Code 530

3) Section Numbers: Adopted Action:

NOT APPLICABLE NOT APPLICABLE

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, para. 132.1 et seq.

5) Effective Date of Amendments: October 10, 1989

6) Does this rulemaking contain an automatic repeal date? No

7) Does this amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: October 10, 1989

9) Notice of Proposal Published in Illinois Register:

March 3, 1989, 13 Ill. Reg. 2648

10) Has JCAR issued a Statement of Objections to these amendments? No

11) Difference between proposal and final version: Not Applicable

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Amendments: The adopted amendments make additional changes, clarify existing procedures, conform the rules to changes in the applicable laws, and simplify the text of the Rules.

16) Information and questions regarding this adopted amendment shall be directed to:

Name: Jack Bleicher
Board of Governors
Address: 2040 Hill Meadows Drive, Suite B
Springfield, IL 62702
Telephone: 217/782-6392

BOARD OF GOVERNORS FOR STATE COLLEGES AND UNIVERSITIES

NOTICE OF ADOPTED AMENDMENTS

The full text of Adopted Amendments appears in 44 Ill. Adm. Code 525 which is in this issue of the Register on page 16515.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Service Delivery System and State Responsibilities
- 2) Code Citation: 56 Ill. Adm. Code 2600
- 3) Section Numbers: Adopted Action:
2600.20
Amendment
- 4) Statutory Authority: Implementing Section 4 of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982, as amended by P.L. 97-404, effective December 31, 1982; P.L. 99-496, effective October 16, 1986; P.L. 99-570, effective October 27, 1986; and P.L. 100-418, effective August 23, 1988 and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par.46.42).
- 5) Effective Date of Amendments: October 10, 1989
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: October 5, 1989.

9) Notice of Proposal Published in Illinois Register: April 7, 1989, 13 Ill. Reg. 4331.

10) Has JCAR issued a Statement of Objections to these amendments? No.

11) Differences between proposal and final version:

In the main authority note the statutory citation to the Illinois Job Training Coordinating Council Act has been updated to include the 1988 Supplement to the Ill. Rev. Stat.

The last paragraph in the definition of "Economically Disadvantaged" has been deleted. The "or" in line 18 that was going to be deleted will therefore remain and a period will replace ";or" after "homeless individual" in line nineteen.

In the definition of "Emancipated Youth", deleted "{(1979)" and corrected the statutory cite to read "pars. 2201 et seq."

In the definition of "Family Income", the fourth paragraph from the end has been rewritten as follows: "Educational assistance and compensation payments to veterans and other eligible persons under Chapters 11, 13, 31, 34, 35, and 36 of Title 38 (Veterans' Benefits) of the U.S.C. (38 U.S.C. 301, 401, 1501, 1650, 1700, 1770)".

In the definition of "Mathematics Grade Level", inserted "(e.g., Test

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS

- of Adult Basic Education (TABE), Wide Range Achievement Test (WRAT))" after "test".
- In the definition of "Program Year", inserted "(PY)" before the dash.
- In the definition of "Reading Grade Level", inserted "(e.g., Test of Adult Basic Education (TABE), Wide Range Achievement Test (WRAT), Job Corps Reading Test)" after "test".
- Moved the definition of "Selective Service Registrant" so it falls in alphabetical order after "Secretary".
- In the third line of the fourth indented paragraph of the "Youth Competency System" definition, inserted "a" before "youth" and added an "s" to "require".

Under the definition of "Youth Employability Enhancement Termination", deleted the following language from lines 10 through 12 of the "Completed Major Level of Education": "or, at the Governor's discretion, local standards at the elementary level".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these amendments replace an emergency amendment currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Amendments: Revisions to the definitions found in Section 2600.20 of the rules are being promulgated to incorporate changes necessitated by rules issued by the U.S. Department of Labor in the March 7, 1988 Federal Register (53 FR 7256).

16) Information and questions regarding these adopted amendments shall be directed to:

Mr. Dennis R. Whetstone, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS NOTICE OF ADOPTED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 2600

SERVICE DELIVERY SYSTEM AND STATE RESPONSIBILITIES

- Section
- 2600.10 Legislative Base
- 2600.20 Definitions
- 2600.30 Illinois Job Training Coordinating Council
- 2600.40 Local Service Delivery System
- 2600.50 Liability
- 2600.60 Governor's Coordination and Special Services Plan
- 2600.70 Oversight and Management of Labor Market Information Programs
- 2600.80 Labor Standards

AUTHORITY: Implementing Sections 46.41 and 46.49 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 46.41 and 46.49), Sections 4 and 101-184 of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982, as amended by P.L. 97-404, effective December 31, 1982; P.L. 99-496, effective October 16, 1986; P.L. 99-570, effective October 27, 1986; and P.L. 100-418, effective August 23, 1988) and the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1987 and 1988 Supp., ch. 48, pars. 2101 et seq.) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 46.40(b) and 46.42).

SOURCE: Adopted at 8 Ill. Reg. 18073, effective September 17, 1984; amended at 9 Ill. Reg. 5591, effective April 17, 1985; amended at 9 Ill. Reg. 13068, effective August 13, 1985; amended at 10 Ill. Reg. 4795, effective March 11, 1986; emergency amendment at 10 Ill. Reg. 14830, effective August 21, 1986, for a maximum of 150 days; emergency expired January 18, 1987; amended at 11 Ill. Reg. 11653, effective June 29, 1987; emergency amendment at 13 Ill. Reg. 4028, effective March 13, 1989, for a maximum of 150 days; emergency expired August 10, 1989; amended at 13 Ill. Reg. 13839, effective August 16, 1989; amended at 13 Ill. Reg. 16417, effective October 10, 1989.

Section 2600.20 Definitions

The State shall adopt the following definitions for the terms listed as follows:

"Acquisition Cost of Purchased Nonexpendable Personal Property" - The net invoice unit price of the property including the cost of modifications, attachments, accessories, or auxiliary apparatus necessary to make the property usable for the purpose for which it was acquired. Other charges such as the cost of installation, transportation, taxes, duty, or protective in-transit insurance, shall be included or excluded from the unit acquisition cost in accordance with the grantee's regular accounting practices.

"Act" - Job Training Partnership Act (October of 1982) (P. L. 97-300 as amended by P. L. 97-404, P.L. 98-524, P.L. 99-496, P.L. 99-570 and P.L. 100-418) (29 U.S.C. 1501, December 31, 1982).

"Additional Dislocated Worker" - A displaced homemaker as that term is defined in section 4(29) of the Act.

"Applicant" - Individual who is receiving, or has received, only outreach or intake services, or both. An "applicant" may or may not become a "participant", based upon the outcome of intake and the individual's willingness to participate.

"Applicant Agency" - Educational, employment and training agencies which can provide services to workers who are affected by mass-layoff or plant closings.

"Application Date" - The date the applicant signs and dates the JTPA application certifying that the information on the form is correct to the best of his/her knowledge. In the case of a minor (except emancipated youth) the application date is the date the parent/guardian signs the application.

"Assessment" - Services designed to initially determine each applicant's/participant's employability, aptitudes, abilities, and interests, through interviews, testing, and counseling which are conducted to achieve the applicant's/participant's employment related goals.

"Barriers to Employment" - Characteristics that may hinder an individual's hiring, promotion, or participation in the labor force. Some examples of individuals who may face barriers to employment include: single parents, women, displaced homemakers, youth, welfare recipients, older workers, addicts, alcoholics, teenage parents, veterans, racial minorities, dislocated workers specified in 56 Ill. Adm. Code 2620.90, and those with limited English speaking ability or a criminal record or with a lack of education, work experience, credentials, child care arrangements, or transportation.

"Basic Education Skills" - A PIC-Recognized Youth Employment Competency skill area which includes reading comprehension, math computation, writing, speaking, listening, problem solving, reasoning, and the capacity to use these skills in the workplace.

"Chief Elected Official" - The highest elected official(s) of the unit or units of general purpose local government of which the Service Delivery Area (SDA) is configured (e.g., County Board Chairperson in multi-county SDAs or mayors in SDAs made up of a single city or a consortia of cities.) In addition, the highest

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elected official of any unit of local government which was a prime sponsor under Comprehensive Employment and Training Act (CETA) during Federal fiscal year 1983 (29 U.S.C. 801) is a chief elected official.

"Citizenship" - Designation of an applicant as a citizen or "eligible noncitizen" whose status permits permanent employment in the United States. (For JTPA recordkeeping purposes, "eligible noncitizen" includes nationals of the United States, lawfully admitted permanent resident aliens, lawfully admitted refugees and parolees, and other individuals authorized by the Attorney General to work in the United States).

"Continued Unsubsidized Employment" - A participant who was employed at the time of enrollment in JTPA and maintained that employment throughout program participation and termination.

"Continuing CETA Participant" - Any individual who on September 30, 1983 is enrolled in any service, training or subsidized employment program under the Comprehensive Employment and Training Act (CETA) (29 U.S.C. 801, effective October 27, 1978), and who will continue to participate in such programs after enrollment in the Job Training and Partnership Act (JTPA), shall be considered a "continuing CETA participant."

"Department" - The Illinois Department of Commerce and Community Affairs.

"Discretionary Fund" - Funds reserved under Section 322(a)(3) of the Act for distribution at the Secretary of Labor's discretion to serve workers affected by multi-State or industry-wide dislocations and to areas of special need in a manner that efficiently targets resources to areas of most need, encourages a rapid response to economic dislocations, and promotes the effective use of funds.

"Dislocated Worker" - An individual who meets the eligibility requirements specified in 56 Ill. Adm. Code 2620.90 or Section 301(a) of the Act.

"Dislocated Worker Unit" - The identifiable unit within the Department which will be given the responsibility and capability to respond rapidly, on site, to permanent closures and substantial layoffs throughout the State and to provide the services described in Section 311(b)(3) of the Act.

"Displaced Homemaker" - A person who

has worked in the home for a substantial number of years

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providing unpaid household services for family members; has difficulty in securing employment; and

was dependent on the income of another family member but is no longer supported by such income, or was dependent on federal assistance but is no longer eligible for such assistance.

"Documented Job Search Criterion" - One month job search demonstrated by current registration with the Illinois Job Service.

"Early Readjustment Assistance" - Assistance given to a Title III participant at the time of or soon after a layoff event which provides necessary early intervention services (testing, assessment, orientation, etc.).

"Economically Disadvantaged" - An individual who

receives, or is a member of a family which receives, cash welfare payments under a Federal, State, or local welfare program;

has, or is a member of a family which has, received a total family income for the six-month period prior to application for the program involved (exclusive of unemployment compensation, child support payments, and welfare payments) which, in relation to family size, was not in excess of the higher of

the poverty level determined in accordance with criteria established by the Director of the Office of Management and Budget, or

70 percent of the lower living standard income level; is included in a Public Aid Food Stamp Assistance Unit (see 89 Ill. Adm. Code 121.70);

is a foster child on behalf of whom State or local government payments are made; or

is a homeless individual.

~~is an adult handicapped individual whose own income meets the income requirements of this definition, but who is a member of a family whose income does not meet such~~

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requirements:

"Education Status" -

School Dropout - An adult or youth (aged 14 - 21) who is not attending school full-time and has not received a high school diploma or a General Education Diploma (GED) certificate.

Student (High School or Less) - An adult or youth (aged 14 - 21) who has not received a high school diploma or GED certificate and is enrolled full-time in an elementary, secondary or post-secondary level vocational, technical, or academic school, or is between school terms and intends to return to school.

High School Graduate or Equivalent (No Post-High School) - An adult or youth (aged 14 - 21) who has received a high school diploma or GED certificate, but who has not attended any post-secondary vocational, technical, or academic school.

Post-High School Attendee - An adult or youth (aged 14 - 21) who has received a high school diploma or GED certificate and has attended (or is attending) any post-secondary level vocational, technical, or academic school.

"Eligible Dislocated Workers" - Individuals who:

have been terminated or laid off or who have received a notice of termination or layoff from employment, are eligible for or have exhausted their entitlement to unemployment compensation, and are unlikely to return to their previous industry or occupation;

have been terminated or have received a notice of termination of employment, as a result of any permanent closure of or any substantial layoff at a plant, facility, or enterprise;

are long-term unemployed and have limited opportunities for employment or reemployment in the same or a similar occupation in the area in which such individuals reside, including older individuals who may have substantial barriers to employment by reason of age; or

were self-employed (including farmers and ranchers) and are unemployed as a result of general economic conditions in

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the community in which they reside or because of natural disasters, subject to regulations prescribed by the Secretary.

"Eligible State" - As part of the Title III reallocation process, as specified in Section 303 of the Act, an eligible State is one which has expended at least 80 percent of its allotment for the program year prior to the program year for which the determination is made.

"Emancipated Youth" - An emancipated youth is a minor released from the control and supervision of his/her parent(s) or guardian(s) according to the provisions of The Emancipation of Mature Minors Act (1979) (Ill. Rev. Stat. 1985 1987, ch. 40, pars. 2201-2211 et seq.).

"Employer Outreach" - Activities involving contacts with potential employers of JTPA participants for the purpose of acquiring current employment opportunities, listings and commitments. These activities include: promoting JTPA services with local employers, job fairs, local business conferences and seminars, and similar activities and events which are necessary and are designed with the clear intent to obtain job listings and openings or current job training opportunities.

"Employment Generating Activities" - Activities conducted for the purpose of encouraging expansion or creation of business which are not directly related to current employment and training opportunities for participants, but are intended to result in increased employment opportunities for JTPA-eligible individuals. These activities are not to be used as a substitute for economic development activities or for funds available for similar activities under other Federal programs. These activities include: special surveys, studies, community profiles, job skill forecasts, directly relevant travel and conference expenses, essential labor market and program analysis which does not duplicate other Federal or State funded efforts, consultant services, and similar activities which incur reasonable costs that are necessary for proper and efficient administration of funds granted, and are not a general expense of the organization funded (e.g., publications, memberships, inordinate distribution of overhead or other costs, etc.).

"Entered Unsubsidized Employment" - The category for participants who, at termination from the program, entered (through the efforts of the grantee/subgrantee or through their own efforts) full- or part-time unsubsidized employment. Unsubsidized employment means employment not financed from funds provided under the Act and includes for JTPA reporting purposes, entry

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into the Armed Forces, entry into employment in a registered apprenticeship program, and trainees who became self-employed, were recalled or continued unsubsidized employment.

"Entrepreneurial Training" - Training given to Title III participants which will impart the skills necessary to obtain unsubsidized employment through self-employment.

"Entry Employment Experience Program" - As specified in Section 205(d) of the Act, the following restrictions and limitations apply to this activity:

The job training plan may provide for the conduct of an "entry employment experience program" for youth who --

have completed preemployment skills training or its equivalent;

have not recently held a regular part-time or summer job for more than 250 hours of paid employment, except that this paragraph may be waived in accordance with criteria established in the job training plan; and

are enrolled in a secondary school or an institution offering a certified high school equivalency program and are meeting or have met the minimum academic and attendance requirements of that school or education program during the current or most recent term, with priority given to youth who do not plan to continue on to postsecondary education. Entry employment experiences may be up to 20 hours weekly during the school year or full time during the summer and holidays, for a total of not to exceed 500 hours of entry employment experience for any individual. Such experiences shall be appropriately supervised, including the maintenance of standards of attendance and worksite performance.

Entry employment experiences may be one of the following types:

Full-time employment opportunities in public and private nonprofit agencies during the summer and on a part-time basis in combination with education and training activities. These jobs shall provide community improvement services that complement local expenditures.

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Tryout employment at private for-profit worksites, or at public and private nonprofit worksites when private for-profit worksites are not available. Compensation in lieu of wages for tryout employment shall be paid by the grant recipient, but the length of any assignment to a tryout employment position shall not exceed 250 hours. Tryout employment positions shall be the ones for which participants would not usually be hired (because of lack of experience or other barriers to employment), and vacancies in such positions may not be refilled if the previous participant completed the tryout employment but was not hired by the employer.

Cooperative education programs to coordinate educational programs with work in the private sector.

"Equitable Services" -

Services to substantial segments (race, sex, age, national origin) and to Work Incentive (WIN) registrants and school dropouts shall be equitable. Serving those segments and status groups (i.e., WIN registrants and school dropouts) at a level equal to their incidence in the eligible population, aged 16-64, as defined by the state, shall be considered equitable. Serving those segments at a level greater or lesser than that incidence shall be considered equitable if the Service Delivery Area (SDA)

targets services to specific groups and meets requirements of Section 141 of the Act, and

provides justification for that targeting to those groups with greater need.

If, as a result of targeting or requirements of the Act, any substantial segment is served at a rate greater than its proportion within the eligible population, remaining substantial segments should be served proportionately."

"Excess Property" - Property under the control of any Federal or state agency which, as determined by the head thereof, is no longer required for its needs or discharge or its responsibilities.

"Expendable Personal Property" - All tangible personal property other than nonexpendable property.

"Family" - One or more persons living in a single residence who

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are related to each other by blood, marriage, or adoption. A step-child or a step-parent shall be considered to be related by marriage. Also, regardless of residence and/or citizenship, anyone claimed as a dependent on another person's Federal Income Tax return for the previous year shall be presumed to be part of the person's family for the current year. To negate this assumption, the person who was claimed as a dependent for income tax purposes would be required to provide information that demonstrates the individual is no longer financially dependent. Examples of information that may be provided would be a change in living arrangements or financial resources that would enable the person to become non-dependent. Regardless of living arrangements or tax dependency status, the following persons shall be considered a family of one when such consideration would result in the individual being determined eligible for program participation:

any person who is 55 years of age or older;

a handicapped person; or

an individual 18 years of age or older who receives less than 50 percent of his/her maintenance from the family, and also is not the head nor the spouse of the head of the household.

"Family Income" - All income from all sources actually received by all members of the family for the six month period prior to eligibility.

Family income shall INCLUDE:

Gross wages and salary (before deductions), except wages paid for work experience under the Act, but including wages and salary received for on-the-job training.

Net self-employment income (gross receipts minus operating expenses),

Other money income received from sources such as net rents, pensions, alimony, periodic income from insurance policy annuities, and other sources of income.

Family income shall NOT INCLUDE:

Old Age and Survivors Insurance benefits received under Title II of the Social Security Act of 1978 (42

U.S.C. 402(1983));

Non-cash income such as food stamps, or compensation received in the form of food or housing;

Imputed value of owner-occupied property, i.e., rental value;

Gifts;

Public assistance (e.g., Aid to Families with Dependent Children (AFDC) under Title IV of the Social Security Act (SSA) (42 U.S.C. 401(1983)), General Assistance (State or local government), Refugee Act of 1980 (8 U.S.C. 1521-1525 (1983)), or Supplementary Social Security Income (SSI) under Title XVI of the SSA (42 U.S.C. 1601-1602 (1983));

Cash payments received pursuant to a State plan approved under Titles I, IV, IX, XVI and XX of the Social Security Act of 1978 (42 U.S.C. 1, 201(a), 401, 402, 1001, 1002, 1601, 1602, 2001, 2002 (1983)) or disability insurance payments received under Title II of the Social Security Act of 1978 (42 U.S.C. 201 (1983));

Federal, State or Local Unemployment benefits;

Payments made to participants in employment and training programs, except wages paid for on-the-job training (OJT) (e.g., the JTPA (29 U.S.C. 1501, December 31, 1982) and Title V of the Older Americans Act of 1965 (42 U.S.C. 3001, December 29, 1981));

Capital gains and losses;

Fixed term, unearned income, such as but not limited to;

Payments received for a limited fixed term under income maintenance programs and supplemental (private) unemployment benefits plans;

One-time or fixed-term scholarship and fellowship grants;

Accident, health, and casualty insurance proceeds;

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Disability and death payments, including fixed term (but not lifetime) life insurance annuities and death benefits;

Inheritance, including fixed term annuities;

Fixed term workers' compensation awards;

Terminal leave pay;

Soil bank payments;

Agriculture crop stabilization payments;

Pay or allowances which were received by any veteran while serving on active duty in the Armed Forces;

Educational assistance and compensation payments to veterans and other eligible persons of 1958, under Chapters 11, 13, 31, 34, 35, and 36 of Title 38 (Veterans' Benefits) of the U.S.C. (38 U.S.C. 301, 401, 1501, 1650, 1700, 1770; September 2, 1958);

Payments received under the Trade Readjustment Act of 1974 (19 U.S.C. 2291, January 3, 1975);

Black Lung payments received under the Benefits Reform Act of 1977 (30 U.S.C. 901, December 29, 1981); and

Child support payments.

"Farm" - A farm is identified on the basis of sales alone and is defined as any place which produced agricultural products with annual sales of \$1,000 or more.

"Follow-Up" - The collection of information on a terminnee's employment situation thirteen (13) weeks after termination from the program.

"Food Stamp Recipient" - An individual who is included in a Public Aid Food Stamp Assistance Unit (see 89 Ill. Adm. Code 121.70).

"Grant Recipient" - Grant recipients are particular types of grantees identified in an agreement required under Section 103(b)(1) of the Act between the chief elected official or

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officials and the private industry council in the SDA.

"Grantee" - An organization that receives funds from and performs activities on behalf of the Department of Commerce and Community Affairs.

"Grantor" - The Department of Commerce and Community Affairs.

"Handicapped Individual" - Any individual who has a physical or mental disability which for such individual constitutes or results in a substantial handicap to employment.

"High Unemployment SDA" - As part of the Title III reallocation process, an SDA which is among those SDAs which have unemployment rates greater than the statewide average unemployment for the most recent 12 months for which satisfactory data are available.

"Homeless Individual" - A homeless person is an individual who lacks a fixed, regular or adequate nighttime residence or whose primary nighttime residence is:

a supervised publicly or privately operated shelter designed to provide temporary living accommodations;

an institution that provides a temporary residence for individuals intended to be institutionalized, or

a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings.

"Illinois Job Training Coordinating Council" - The advisory body appointed by the Governor to make recommendations on issues related to employment and training in the State. The council shall be comprised of membership consistent with Section 122(a)(3) of the Act (as amended by P.L. 100-418) and shall perform those functions delineated in Sections 122(b) and 317 of the Act and the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1987 and 1988 Supp., ch. 48, pars. 2101 et seq.).

"Inactive Status Period" - The time period between last receipt of employment and/or training funded under a given title and the actual date of termination from the title.

"Income Maintenance" - Any program providing financial assistance to persons in financial need.

"Individual Readjustment Plan" - An individualized plan for the Title III participant which assesses during intake, participant

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skills and needs. This plan then develops a readjustment strategy, detailing those basic readjustment services necessary to allow the participant to either begin training or obtain employment.

"Ineligible" - A participant who, subsequent to enrollment, was found to not meet eligibility requirements for participation in the JTPA title in which he or she was enrolled.

"Intake" - Includes the screening of an applicant for eligibility to determine:

whether the program can benefit the individual (e.g., whether the applicant's educational and vocational needs can be met through the program);

the employment and training activities and services which would be appropriate for that individual;

availability of an appropriate employment and training activity;

a decision on selection for participation in accordance with 56 Ill. Adm. Code 2610.80; and

dissemination of information on the program (see 56 Ill. Adm. Code 2610.130(c)).

"Job-Specific Skills" - A PIC-Recognized Youth Employment Competency skill area which includes primary and secondary job-specific skills. Primary job-specific skills encompass the proficiency to perform actual tasks and technical functions required by certain occupational fields at entry, intermediate or advanced levels. Secondary job-specific skills entail familiarity with and the use of set-up procedures, safety measures, work-related terminology, recordkeeping and paperwork formats, tools, equipment and materials, and breakdown and clean-up routines.

"Job Training Plan" - A two year program plan for the SDA prepared in accordance with Section 104 of the Act and the Department's rules. (See 56 Ill. Adm. Code 2610)

"Joint Costs" - Joint costs means a cost which benefits more than one cost objective.

"Labor Force Status" -

Employed -

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An individual who, during the 7 consecutive days prior to application to a JTPA program, did any work at all:

as a paid employee;

in his or her own business, profession or farm, or

worked 15 hours or more as an unpaid worker in an enterprise operated by a member of the family; and

An individual who was not working, but has a job or business from which he or she was temporarily absent because of illness, bad weather, vacation, labor-management dispute, or personal reasons, whether or not paid by the employer for time off, and whether or not seeking another job. (This term includes members of the Armed Forces on active duty, who have not been discharged or separated, participants in registered apprenticeship programs; and self-employed individuals.)

Unemployed - An individual who did not work during the 7 consecutive days prior to application for a JTPA program, who made specific efforts to find a job within the past 4 weeks prior to application, and who was available for work during the 7 consecutive days prior to application (except for temporary illness).

Not in Labor Force - A civilian 14 years of age or over who did not work during the 7 consecutive days prior to application for a JTPA program and is not classified as employed or unemployed.

Employed Part-Time - An individual who is regularly scheduled for work less than 30 hours per week.

Unemployed 15 or More Weeks of Prior 26 Weeks - An individual who is unemployed at the time of application and has been unemployed for 15 or more weeks of the 26 weeks immediately prior to application, has made specific efforts to find a job throughout the period of unemployment, and is not classified as "Not in Labor Force".

"Labor-Management Committees" - Committees voluntarily established to respond to actual or prospective worker dislocation, which ordinarily include (but are not limited to)

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the following:

shared and equal participation by workers and management;

shared financial participation between the company and the State, using funds provided under this title, in paying for the operating expenses of the committee; a chairperson, to oversee and guide the activities of the committee, who shall be jointly selected by the labor and management members of the committee, who is not employed by or under contract with labor or management at the site, and who shall provide advice and leadership to the committee and prepare a report on its activities;

the ability to respond flexibly to the needs of affected workers by devising and implementing a strategy for assessing the employment and training needs of each dislocated worker and for obtaining the services and assistance necessary to meet those needs;

a formal agreement, terminable at will by the workers or the company management, and terminable for cause by the Governor; and

local job identification activities by the chairman and members of the committee on behalf of the affected workers.

"Limited English Language Proficiency" - Inability of an applicant, whose native language is not English, to communicate in English, resulting in a job handicap.

"Local Elected Official" - Includes all county and municipal officers (and their designees) such as county board members, mayors, and city or village council members.

"Lower Living Standard Income Level" - That income level (adjusted for regional, metropolitan, urban, and rural differences and family size) determined annually by the Secretary based on the most recent "lower living family budget" issued by the Secretary.

"Major Plant Closing" - When plant closing employs over 100 persons.

"Mass Layoff" - When over 100 persons are on layoff from a plant.

"Mathematics Grade Level" - The grade level results for an adult or youth on mathematics skills as assessed on a generally accepted standardized test (e.g., Test of Adult Basic Education

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(TABLE), Wide Range Achievement Test (WRAT)).

"Minimal Work History" - An adult or youth who did not work for the same employer for longer than three consecutive months in the two years prior to JTPA eligibility determination.

"Monetary Eligibility" - A claimant's eligibility for a weekly benefit amount of unemployment insurance and the amount of dependency allowance, if any, based on the amount of qualifying wages paid.

"Months received AFDC (last 30 months)" - the number of months an adult or youth (or the family of an adult or youth) received cash payments under AFDC (SSA Title IV) during any of the 30 months prior to eligibility determination.

"Nonexpendable Personal Property" - Tangible personal property having a useful life of more than one year and an acquisition cost of \$300 or more per unit.

"Offender" - An adult or youth who requires assistance in overcoming barriers to employment resulting from a record of arrest or conviction (excluding misdemeanors).

"Older Individual" - An individual who is 55 years of age or older.

"Older Worker" - An individual who is 55 years of age or older.

"Other Termination" - The termination of a participant who left the grantee's/subgrantee's program for a positive or non-positive reason other than to enter unsubsidized employment, or for youth a reason specified in the definition of "Youth Employment Enhancement Termination"; or---attained---Youth---Employment Competency{ies};

"Out-of-Area Job Search" - Assistance provided to a participant for necessary expenses that occur as a result of seeking unsubsidized employment out of the labor market area in which the participant resides. Service must be provided near the end of, or within 90 days after the completion of other retraining services.

"Outreach" - An activity which involves the collection, publication, and dissemination of information on program services directed toward economically disadvantaged and other individuals eligible to receive JTPA training and support services.

"Participant" - An individual who has:

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been determined eligible for participation upon intake and has

started receiving employment, training, or services (except post-termination services) funded under the Act, following intake. Individuals who receive only outreach and/or intake and assessment services or post-program follow-up are excluded.

"Participant Carried Over" - A participant for whom there was an active participant record on file at the end of the previous program year.

"Part-Time Student" - An adult or youth who has not received a high school diploma or GED certificate but is enrolled in a secondary school or an institution offering a certified high school equivalency program on a less than full-time schedule.

"Personal Property" - Personal property of any kind except real property. It may be tangible - having physical existence, or intangible - having no physical existence, such as patents, inventions, and copyrights.

"PIC" - Private Industry Council.

"PIC Membership Selection Agreement" - An agreement negotiated pursuant to Section 102(d)(2) of the Act and Section 2600.40(e)(1) of this Part between chief elected officials within the SDA which specifies how members of the PIC shall be selected.

"Post Termination Services" - Supportive services available to individuals who terminate as, "entered employment," which are determined necessary to assist such individuals in retaining employment. These services may be provided for no more than 6 months following completion of training.

"Poverty Level" - The annual income level at, or below, which families are considered to live in poverty, as annually determined by the Department of Health and Human Services.

"Preemployment Skills Training Program" - As specified in Section 205(c) of the Act, the following restrictions and limitations apply to this activity:

The job training plan may provide for the conduct of a "preemployment skills training program" for youth, and individuals aged 14 and 15, with priority being given to those individuals who do not meet established levels of academic achievement and who plan to enter the full-time

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labor market upon leaving school.

The preemployment skill training program may provide youth up to 200 hours of instruction and activities.

The instruction and activities may include -

assessment, testing, and counseling;

occupational career and vocational exploration;

job search assistance;

job holding and survival skills training;

basic life skills training;

remedial education;

labor market information; and

job-seeking skills training.

"Pre-Employment Skills and Work Maturity Skills" - A PIC-Recognized Youth Employment Competency Skill area which includes both pre-employment skills and work maturity skills. Pre-employment skills include world of work awareness, labor market knowledge, occupational information, values clarification and personal understanding, career planning, decision making, and job search techniques (e.g., resumés, interviews, applications, and follow-up letters). They also encompass survival/daily living skills such as using the telephone, telling time, shopping, making change, renting an apartment, opening a bank account and using public transportation. Work Maturity skills include positive work habits, attitudes, and behavior such as punctuality, regular attendance, presenting a neat appearance, getting along and working well with others, exhibiting good conduct, following instructions and completing tasks, accepting constructive criticism from supervisors and co-workers, showing initiative and reliability, and assuming the responsibilities involved in maintaining a job. This category also entails developing motivation and adaptability, obtaining effective interpersonal relations, coping and problem-solving skills, and acquiring an improved self image. Individuals should demonstrate proficiency in each of the following 11 core competencies. In order for an attainment to be reported in the area of pre-employment/work maturity, at least one PIC-certified competency statement must be developed/quantified in each of the following 11 core competencies - provided that at least 5 of

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these learning objectives were achieved during program intervention:

making career decisions;
using labor market information;

Preparing resumes;
filling out applications;

interviewing;

being consistently punctual;

maintaining regular attendance;

demonstrating positive attitudes/behavior;

presenting appropriate appearance;

exhibiting good interpersonal relations; and

completing tasks effectively.

"Pre-layoff Services" - Readjustment assistance given to a Title III participant, after the announcement of a layoff and before that layoff becomes effective.

"Previous Occupation SOC Codes" - The Standard Occupational Classification (SOC) codes associated with the client's previous employment.

"Private Industry Council" - The Council established pursuant to Section 102 of the Job Training Partnership Act (29 U.S.C. 1512, December 31, 1982). The Council will be comprised of membership consistent with Section 102(a) of the Act and will perform those functions delineated in Section 103(a) of the Act.

"Program Dropout" - A participant who, after enrollment, does not participate in the training and/or service activity(ies) in which he or she was enrolled sufficiently to benefit from the program.

"Program Year" (PY) - The months of July through June.

"Public Assistance" - Federal, State, or local government cash payments for which eligibility is determined by a need or income test. NOTE: This term is used for eligibility determination and includes the three groups included in "welfare recipient", plus

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recipients of Supplemental Security Income (SSI), but is not limited to these assistance programs.

"Race/Ethnic Group" - The basic racial and ethnic categories for use in all Federally funded programs are defined by the Office of Management and Budget as follows:

White, Not Hispanic - A person having origins in any of the original peoples of Europe, North Africa, or the Middle East.

Black, Not Hispanic - A person having origins in any of the black racial groups of Africa.

Hispanic - A person of Mexican, Puerto Rican, Cuban, Central or South American or other Spanish culture or origin, regardless of race.

American Indian or Alaskan Native - A person having origins in any of the original peoples of North America, and who maintains cultural identification through tribal affiliation or community recognition.

Asian or Pacific Islander - A person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands. This area includes, for example, China, India, Japan, Korea, the Philippine Islands, and Samoa. (Hawaiian Natives are included herein.)

"Reading Grade Level" - The English reading skills grade level for an adult or youth on a generally accepted standardized test (e.g., Test of Adult Basic Education (TABE), Wide Range Achievement Test (WRAT), Job Corps Reading Test).

"Real Property" - Land, including land improvements, structures and appurtenances thereto, excluding movable machinery and equipment.

"Recalled" - A client who, after enrollment in a JTPA program, returns to a firm from which he or she was laid off.

"Recipient" - The governor of the State of Illinois.

"Referral" - The act of bringing to the attention of an employer, a local office, a training sponsor, or a supportive service agency, an individual (or group of individuals) who need jobs, training, or related supportive services.

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"Registered Apprenticeship Program" - A formal written occupational training program which combines on-the-job training and related instruction and in which workers learn the practical and conceptual skills required for a skilled occupation, craft, or trade. Apprenticeship programs must meet 22 criteria specified in 29 CFR 29.5 (1983) to be registered by the Secretary of Labor or designated state representative. Apprentices who complete the program are awarded a certificate of completion by the Bureau of Apprenticeship and Training and/or the state Apprenticeship Council in those states certified as meeting federal requirements.

"Relocation" - Assistance provided to a participant for all or part of the expenses resulting from a participant and his or her family moving to a labor market within which the participant does not currently reside. Criteria for receiving funds under this category include:

a reasonable determination is made that the participant cannot secure suitable employment within the labor market; documentation that the participant has obtained a bonafide employment offer; and the occupation is related to vocational retraining received as a result of the program.

"Relocation Assistance" - The activities necessary to arrange for a family to move to a new abode for the purpose of accepting long-duration employment. Activities may include, but are not limited to: the cost of the actual transfer of goods and property, including mileage for the family's travel; emergency assistance; rent subsidies; and other supportive services.

"Residence" - An individual's principle dwelling or home.

"SDA Grant Recipient" - The entity that receives JTPA funds for a service delivery area (SDA). SDA grant recipients are particular types of grantees.

"Secretary" - The Secretary of the United States Department of Labor.

"Selective Service Registrant" - Any individual who must register, as required by Section 3 of the Military Selective Service Act (50 U.S.C. App. 453 (1982)).

"Service Delivery Area" (SDA) - An area comprised of one or more units of general local government designated by the Governor to

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promote effective delivery of job training services under JTPA in accordance with Section 101 of the Act.

"Selective--Service--Registrant"-----Any--individual--who--must register--as--required--by--Section--3--of--the--Military--Selective Service--Act--(50-U-S-C-App--453--(1982))

"Service Providers" - Those individuals, corporations, partnerships, firms, organizations, associations or institutions that carry out activities pursuant to Sections 123, 124, 204, 252 and 314 of the JTPA or receive JTPA funds under the supportive services or training cost categories.

"Single Head of Household with Dependent Children" - A single, abandoned, separated, divorced or widowed individual who has responsibility for one or more dependent children under age 18.

"State" - The State of Illinois.

"State Plan" - The biennial plan for Title III activities in the State prepared by the Governor in accordance with Section 311 of the Act and 53 FR 41594-41595 to be codified at 20 CFR 631.36 (October 24, 1988, with no later amendments or editions).

"State Reserve Fund" - That portion of the State's funds, allotted in accordance with Section 302(b) of P.L. 97-300 (as amended by P.L. 100-418), reserved to the Governor under Section 302(c)(1) for the uses described in that section.

"Subgrant" - An agreement between a grantee or subgrantee and a State or local government or other organization whereby the grantee or subgrantee provides funds or aid to carry out specified program services and activities.

"Subgrantee" - An organization that receives funds and performs activities on behalf of a grantee of the Department of Commerce and Community Affairs.

"Subsidized Employment" - Employment created in the public sector and in private for profit or nonprofit organizations which is financed by the recipient's program funds. Subsidized employment includes work experience. (On-the-Job Training (OJT) is a reportable training activity, rather than subsidized employment.)

"Substantial Layoff" - Any reduction in force which is not the result of a plant closing and which results in an employment loss at a single site of employment during any 30-day period for:

At least 33 percent of the employees (excluding employees

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regularly working less than 20 hours per week); and

At least 50 employees (excluding employees regularly working less than 20 hours per week); or at least 500 employees excluding employees regularly working less than 20 hours per week).

"Substate Area" (SSA) - An area comprised of one or more existing Service Delivery Areas, designated by the Governor to promote the effective delivery of services to dislocated workers in accordance with Section 312(a) of the Act.

"Substate Grantee" - The entity which is designated, in accordance with the procedures described in Section 312(b) of the Act, as having the responsibility for providing the services described in Section 314(c), (d), and (e) of the Act pursuant to an agreement with the Governor and in accordance with the State plan and the substate plan.

"Substate Plan" - A Title III program plan for the substate areas prepared in accordance with Section 313 of the Act, the State plan, and such instructions as the Department may issue.

"Summer Months" - The months of May through September.

"Teenage Parent" - Any individual, under 20 years of age, who has the responsibility for support of one or more dependent children.

"Terminal Leave Pay" - Severance pay or payment received in lieu of accrued benefits when an individual terminates employment.

"Termination" - The separation of a participant from a given title of the Act who is no longer receiving employment, training or services (except post-termination services) funded under that title. NOTE: Individuals may continue to be considered as participants for a period of 90 days after last receipt of employment or training funded under a given title.

"UC Claimant" - Any individual who has filed a claim and has been determined monetarily eligible for benefit payments under one or more State or Federal unemployment compensation (UC) programs, and who has not exhausted benefit rights or whose benefit year has not ended.

"UC Exhaustee" - Any individual who has exhausted his unemployment compensation benefits (not including Extended, Additional State, or Federal Supplemental Benefits) for which he has been determined monetarily eligible.

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"Unsubsidized Employment" - Employment not financed from funds provided under the Act.

"Upgrading Training" - Training given to an individual who needs such training to advance above an entry-level or dead-end employment position.

"Veteran" - An individual who served in the active military, naval, or air service, and who was discharged or released therefrom under conditions other than dishonorable.

NOTE: The term "active" means full-time duty in the Armed Forces, other than duty for training in the reserves or National Guard. Any period of duty for training in the reserves or National Guard, including authorized travel, during which an individual was disabled from a disease or injury incurred or aggravated in the line of duty, is considered "active" duty.

Recently Separated Veteran - A veteran whose last date of discharge or release from the Armed Forces occurred within 12 months of the date of application.

Disabled Veteran - A veteran

who is entitled to compensation under laws administered by the Veterans' Administration, or

an individual who was discharged or released from active duty because of a service-connected disability.

Vietnam-Era Veteran - A veteran any part of whose active military, naval, or air service was during the Vietnam Era (August 5, 1964 through May 7, 1975, per Presidential Proclamation 4373).

"Vocational Exploration Program (VEP)" - A program for the purpose of exposing individuals to the operation and types of jobs available in the private sector through observation of such jobs and instruction including, where appropriate, limited practical experience.

"Welfare Recipient" - An individual who receives or whose family receives cash payments under Aid to Families with Dependent Children (AFDC) (Social Security Act (SSA) Title IV) (42 U.S.C. 401 (1983)), General Assistance (State or local government), or the Refugee Act of 1980 (8 U.S.C. 1521-1525 (1983)). (For proposed performance standards purposes, this term excludes

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recipients of Supplementary Security Income (SSI) Title XVI of the Social Security Act (42 U.S.C. 1601, 1602 (1983)).

"Work Experience" - Work experience is a short-term or part-time, subsidized work assignment with an employing agency. Work experience is prohibited in the private-for-profit sector unless the individual employed is a youth aged 16 to 21 inclusive, who is economically disadvantaged as required by Section 141(k) of the Act and the employment is provided in accordance with Section 205(d)(3)(B) of the Act.

"Youth" - An individual who is aged 16 through 21. (Individuals aged 14 and 15 may participate in a "preemployment skills training program" for youth).

"Youth Competency System" - A sufficiently developed youth employment competency system must include the following structural and procedural elements:

A system of services to JTPA participants through age 21 which shall include: quantifiable learning objectives; related curriculum/training modules; pre and post assessment; employability planning; documentation; and certification.

The system shall assist the individual in becoming proficient, as defined by the PIC, in one or more of the following skill areas in which the trainee is deficient: pre-employment/work maturity; basic education; or job specific skills.

Quantifiable Learning Objectives - PIC-recognized competency statements that are quantifiable, employment-related, measurable, verifiable learning objectives that specify the proficiency to be achieved as a result of program participation. Employment competencies/quantifiable learning objectives approved by the PIC as relevant to the SDA must include a description of the skills/knowledge/attitudes/behavior to be taught, the levels of achievement to be attained, and the means of measurement to be used to demonstrate competency accomplishment. The level of achievement selected should enhance the youth's employability and opportunities for postprogram employment.

Related Curricula, Training Modules, and Approaches - Focused curricula, training modules, or behavior modification approaches which teach the employment competencies in which youth are found to be deficient.

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Such related activities, components, or courses must encompass participant orientation, work-site supervisor/instructor/community volunteer training, and staff development endeavors as appropriate. They also must include, as appropriate, relevant agreements, manuals, implementation packages, instructions, and guidelines. A minimum duration of training must be specified which allows sufficient time for a youth to achieve those skills necessary to attain his/her learning objectives.

Pre-Assessment - Assessment of participant employment competency needs at the start of the program to determine if a youth requires assistance and are capable of benefitting from available services. A minimum level of need must be established before a participant is eligible to be tracked as a potential "attained PIC-recognized youth employment competency" outcome. All assessment techniques must be objective, unbiased and conform to widely accepted measurement criteria. Measurement methods used must contain clearly defined criteria, be field tested for utility, consistency, and accuracy, and provide for the training/preparation of all raters/scorers.

Post-Assessment (Evaluation) - Evaluation of participant achievement at the end of the program to determine if competency-based learning gains took place during project enrollment. Intermediate checking to track progress is encouraged. All evaluation techniques must be objective, unbiased and conform to widely accepted evaluation criteria. Measurement methods used must contain clearly defined criteria, be field tested for utility, consistency, and accuracy, and provide for the training/preparation of all raters/scorers.

Employability Development Planning - Use of assessment results in assigning a youth to appropriate learning activities/sites in the proper sequence to promote participant growth and development, remedy identified deficiencies, and build upon strengths.

Documentation - Maintenance of participant records and necessary reporting of competency-based outcomes to document intra-program learning gains achieved by youth.

Certification - Proof of youth employment competency attainment in the form of a certificate for participants who achieve predetermined levels of proficiency to use as evidence of this accomplishment and to assist them in entering the labor market.

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"Youth Employability Enhancement Termination" - An outcome for youth, other than entered unsubsidized employment, which is recognized as enhancing long-term employability and contributing to the potential for long-term increase in earnings and employment. Outcomes which meet this requirement shall be restricted to the following:

Attained PIC-Recognized Youth Employment Competencies - A youth who, at termination, has demonstrated proficiency in youth employment competencies as defined by the PIC in two or more of the following three skill areas in which the trainee was deficient at enrollment: pre-employment/work maturity, basic education, or job-specific skills. During PY '88, competency attainment in one skill area will meet the definition. demonstrated proficiency in the skill areas specified in the definition of "Youth Competency System" contained in this Section. Competency gains must be achieved through program participation and be tracked in accordance with the system of services specified in the definition of "Youth Competency System" contained in this Section.

Entered Non-Title II Training - Entered non-Title II training is a youth employability enhancement termination reason for a A youth who, at termination, entered an occupational skills employment/training program not funded under Title II of the JTPA, which builds upon and does not duplicate training received under Title II.

Returned to Full-Time School - A youth who, at termination, returned to full-time school if, at the time of application, the participant was not attending school and had not obtained a high school diploma or equivalent.

Completed Major Level of Education - Completed major level of education is a youth employability enhancement termination reason for a A youth who, at termination, had completed, during enrollment, a level of educational achievement which had not been reached at application. Levels of educational attainment are elementary, secondary, and post-secondary. To obtain credit, completion of a major level of education must result primarily from participation in a JTPA activity. Completions standards:

shall be governed by state standard;

shall include a high school diploma, GED certificate or equivalent at the secondary level; and

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shall require a diploma or other written certification of completion at the post-secondary level.

Completed Program Objectives - Completed program objectives is a youth employability enhancement termination reason for a A 14-15 Year old who, at termination, completed program objectives as specified in the local job training plan defined in approved exemplary youth project plans.

(Source: Amended at 13 Ill. Reg. 16417, effective October 10, 1989)

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED RULES

1) THE HEADING OF THE PART: Pigeon Shooting Permits2) CODE CITATION: 17 Ill. Adm. Code 9703) SECTION NUMBERS:ADOPTED ACTION:

970.10	New Section
970.20	New Section
970.30	New Section
970.40	New Section
970.50	New Section
970.60	New Section

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 111.1, 111.2 and 111.3 of "AN ACT to regulate the shooting of domestic pigeons, fowl or other birds for sporting purposes or as a test of skill in marksmanship and to repeal an Act herein named" (Ill. Rev. Stat. 1987, ch. 8, pars. 111.1, 111.2 and 111.3).5) EFFECTIVE DATE OF RULES: October 4, 19896) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No7) DOES THIS RULE CONTAIN INCORPORATIONS BY REFERENCE? No8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: October 3, 19899) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: May 19, 1989,
13 Ill. Reg. 751810) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES? No11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: Section 970.60(a) was re-written to read: In addition to any penalties prescribed by Section 111.3 of AN ACT to regulate the shooting of domestic pigeons, fowl or other birds for sporting purposes or as a test of skill in marksmanship and to repeal an Act herein named (Ill. Rev. Stat. 1987, ch. 8, par. 113.3) (The Act), the Department will revoke and refuse to issue further pigeon shooting permits for violation of Sections 111.1 and 111.2 of the Act or this Part.

In addition, the Department agreed to modify the Pigeon Shoot Certificate of Registration application form.

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes13) WILL THIS RULE REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

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16448

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DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED RULES

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No15) SUMMARY AND PURPOSE OF RULES: These rules contain the qualifications and procedures for obtaining pigeon shooting permits.16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED RULES SHALL BE DIRECTED TO:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

THE FULL TEXT OF THE ADOPTED RULES BEGINS ON THE NEXT PAGE

DEPARTMENT OF CONSERVATION

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

TITLE 17: CONSERVATION
CHAPTER 1: DEPARTMENT OF CONSERVATION
SUBCHAPTER b: FISH AND WILDLIFEPART 970
PIGEON SHOOTING PERMITS

Section

970.10

Definitions

Pigeon Shooting Permits

Pigeon Shoot Certificate of Registration

Pigeon Shoot Regulations

Exemptions

Penalties, Future Rights/Appeal Procedures

AUTHORITY: Implementing and authorized by Sections 111.1, 111.2 and 111.3 of "AN ACT to regulate the shooting of domestic pigeons, fowl or other birds for sporting purposes or as a test of skill in marksmanship and to repeal an Act herein named" (Ill. Rev. Stat. 1987, ch. 8, pars. 111.1, 111.2 and 111.3).

SOURCE: Adopted at 13 Ill. Reg. 1647, effective October 4, 1989.

Section 970.10

Definitions

Department - Department of Conservation

Pigeon Shoot - The shooting of pigeons for sporting purposes or as a test of skill in marksmanship

Section 970.20

Pigeon Shooting Permits

a) Pigeon Shooting Permits are available from the Department by contacting:

Illinois Department of Conservation
Division of Wildlife Resources
524 S. Second Street
Lincoln Tower Plaza
Springfield, IL 62701-1787
Telephone: 217-782-6384

b) Persons requesting Pigeon Shooting Permits must supply the following information:

- 1) name of the person or organization sponsoring the Pigeon Shoot;
- 2) date(s) the Pigeon Shoot is to be conducted;
- 3) the location where the Pigeon Shoot will be conducted in distance and direction from the nearest town; and

4) the name of the property owner(s) on whose property the Pigeon Shoot will be conducted.

c) Persons requesting Pigeon Shooting Permits must contact the Department at least four weeks in advance of the date of the Pigeon Shoot.

d) Pigeon Shooting Permits shall be effective only for use on the property described in the permit.

Section 970.30 Pigeon Shoot Certificate of Registration

a) Each Pigeon Shoot contestant must complete an application for a Pigeon Shoot Certificate of Registration and must also complete and have in possession while participating in the Pigeon Shoot a Pigeon Shoot Certificate of Registration card.

b) Applications for Pigeon Shoot Certificate of Registration cards must contain the following information:

- 1) date;
- 2) name;
- 3) address;
- 4) age, height, weight;
- 5) signature; and
- 6) signature of a Department representative or of the person sponsoring the Pigeon Shoot.

c) Pigeon Shoot Certificate of Registration cards shall be issued by the Department or the sponsor of the Pigeon Shoot and must contain the same information as the application for the card except the signature of a Department representative or the person sponsoring the Pigeon Shoot is not required.

d) Pigeon Shoot Certificate of Registration cards are valid for any Pigeon Shoot in Illinois for a period of one year from the date of issuance.

Section 970.40 Pigeon Shoot Regulations

a) A reasonable effort must be made to retrieve crippled pigeons immediately after every contestant has finished shooting. All crippled pigeons must be immediately euthanized.

b) The rules of the sponsor of the Pigeon Shoot which govern its conduct must be conspicuously posted at the location of the Pigeon Shoot.

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- c) The Department reserves the right to have a representative in attendance at Pigeon Shoots.

Section 970.50 Exemptions

The shooting of pigeons during sporting dog training or sporting dog field trials, to control a nuisance pigeon population, or for hunting purposes is exempt from the provisions of this Part.

Section 970.60 Penalties, Future Rights/Appeal Procedures

- a) In addition to any penalties prescribed by Section 111.3 of "AN ACT to regulate the shooting of domestic pigeons, fowl or other birds for sporting purposes or as a test of skill in marksmanship and to repeal an Act herein named" (Ill. Rev. Stat. 1987, ch. 8, par. 113.3) (The Act), the Department will revoke and refuse to issue further pigeon shooting permits for violation of Sections 111.1 and 111.2 of the Act or this Part.
- b) Persons whose Pigeon Shooting Permits have been revoked or who have been denied future permits may contest these actions according to the process delineated in 17 Ill. Adm. Code 2530.

ILLINOIS REGISTER

BOARD OF TRUSTEES OF THE
UNIVERSITY OF ILLINOIS
NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Joint Rules of the Board of Regents, The Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois, and the Board of Trustees of Southern Illinois University: Procurement and Bidding

2) Code Citation: 44 Ill. Adm. Code 535

3) Section Numbers: Adopted Action:

NOT APPLICABLE NOT APPLICABLE

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, para. 132.1 et seq.

5) Effective Date of Amendments: October 10, 1989

6) Does this rulemaking contain an automatic repeal date? No

7) Does this amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office:

9) Notice of Proposal Published in Illinois Register:

March 3, 1989, 13 Ill. Reg. 2766

10) Has JCAR issued a Statement of Objections to these amendments? No

11) Difference between proposal and final version: Not Applicable

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Amendments: The adopted amendments make additional changes, clarify existing procedures, conform the rules to changes in the applicable laws, and simplify the text of the Rules.

16) Information and questions regarding this adopted amendment shall be directed to:

Name: Byron H. Higgins
University of Illinois Counsel
Address: 364 Administration Building
506 South Wright Street
Urbana, IL 61801
Telephone: 217/333-0560

BOARD OF TRUSTEES OF THE
UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

The full text of Adopted Amendments appears in 44 Ill. Adm. Code 525 which is in this issue of the Register on page 16515.

PROPERTY TAX APPEAL BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Procedures
- 2) Code Citation: 86 Ill. Adm. Code 1910
- 3) Section Numbers:

1910.5	Adopted Action
1910.10	Added
1910.20	Amended
1910.25	Amended
1910.30	Added
1910.40	Amended
1910.50	Renumbered
1910.60	Amended
1910.63	Added
1910.65	Added
1910.67	Renumbered and Amended
1910.68	Added
1910.69	Added
1910.70	Amended
1910.75	Added
1910.90	Added
1910.95	Added
- 4) Statutory Authority: Ill. Rev. Stat. 1987,
ch. 120 pars. 592.1 et seq.
- 5) Effective Date of Amendments: January 1, 1990
- 6) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒
- If so, please specify date: _____
- 7) Does this amendment contain incorporations by reference?
If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?
This amendment does not contain incorporations by reference.
- 8) Date Filed in Agency's Principal Office: September 28, 1989
- 9) Notice of Proposal Published in Illinois Register:
June 9, 1989 13 Ill. Reg. 8790

PROPERTY TAX APPEAL BOARD

NOTICE OF ADOPTED AMENDMENTS

10) Has JCAR issued a Statement of Objections to this rule? If answer is "yes," please complete the following:

A) Statement of Objection: September 8, 1989
13 Ill. Reg. 14125

B) Agency Response: October 20, 1989
13 Ill. Reg. 16613

C) Date Agency Response Submitted for Approval to JCAR:

September 8, 1989

11) Differences between proposal and final version:

The Property Tax Appeal Board has modified Section 1910.30(c) and Section 1910.40(a) by removing the language requiring payment of a filing fee. In addition, the agency has corrected all errors as to form and citation pointed out by the Joint Committee on Administrative Rules and the Administrative Code Unit appearing in Sections 1910.5(c), 1910.10(b), 1910.10(e), 1910.68(b) and 1910.5(b)(9).

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of the Amendments:

Section 1910.5 Construction and Definitions:

This Section was added to define terms used within the part to aid understanding of the subject matter of the part. Where possible, statutory definitions have been utilized.

Section 1910.10 Statement of Policy:

This Section was amended to set forth the Property Tax Appeal Board's statutorily required constitution, jurisdiction and authority.

PROPERTY TAX APPEAL BOARD

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Section 1910.20 Correspondence:

This Section was amended to provide the Property Tax Appeal Board's correct post office address.

Section 1910.25: Computing Time Limits:

This Section was added to set forth the statutorily required method for computing time limits.

Section 1910.30 Petitions - Applications

This Section was amended to conform filing requirements to statutory changes; to clarify signature requirements; to clarify requirements concerning documentation which must accompany petitions for appeal to the Property Tax Appeal Board; to clarify requirements for the granting of extensions of time for filing documentation in appeals and to set forth standards by which requests for extensions of time will be considered; to expand the description of information which must be set forth on petitions for appeal; to explain the procedure under which incomplete appeal filings will be returned for refiling purposes; and to eliminate from this Section the sanction for failure to comply with the provisions of the Section.

Section 1910.40 Determination of Appealed Assessment

This Section was amended to clarify the procedure followed by the Property Tax Appeal Board upon receipt of a properly filed petition; to clarify the requirements which must be met by boards of review when responding to assessment appeals; to provide the procedure to be followed by boards of review in objecting to the jurisdiction of the Property Tax Appeal Board; to provide for extensions of time for filing documentation for good cause shown; to provide the procedure to be followed when petitions requesting an assessment change of \$100,000 or more are filed; to eliminate the use of the one-year level of assessments and to provide for the use of the three-year level of assessments; to establish the criteria for correction of clerical errors by the Property Tax Appeal Board in its decisions; and to clarify the contesting party's alternatives with respect to assessment appeals.

Section 1910.50 Hearings

This Section was renumbered as Section 1910.67.

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Section 1910.60 Interested Parties - Intervention

This Section was amended to conform filing requirements to statutory changes; to clarify the time limits for filing Requests to Intervene; to conform the filing of Requests to Intervene and accompanying documentation to the provisions governing the filing of appeals; to provide for extensions of time for filing documentation for good cause shown; and to provide the action to be taken by the Property Tax Appeal Board upon receipt of a properly filed Request to Intervene.

Section 1910.63 Burdens of Proof

This Section was added to establish and define the burden of going forward; to explain the consequences of failure to meet the burden of going forward; and to set forth the burdens of proof in appeals alleging inequity and market value.

Section 1910.65 Documentary Evidence - Rebuttal

This Section was added to explain the types of issues which are raised before the Property Tax Appeal Board; to explain the kinds of evidence normally necessary to prove an equity argument; to explain the kinds of evidence normally necessary to prove a market value argument; to provide for the submission of a brief when contentions of law are raised; to provide for the submission of rebuttal evidence; and to define rebuttal evidence.

Section 1910.65

This Section was renumbered from Section 1910.50 and amended to provide for the issuance of decisions by the Property Tax Appeal Board based on the evidence in the record without a hearing; to explain the procedure to be followed to determine if a hearing of the appeal is required; to clarify how notice will be given to interested taxing bodies; to provide for prehearing conferences in specified situations; to set forth the powers and authority of the Property Tax Appeal Board and its Hearing Officers during hearings; to clarify when hearings will be continued; to clarify what evidence will be considered admissible and to provide limitations to appraisal testimony; to provide that testimony will be made under oath or affirmation; and to provide for the filing of appeals for subsequent

assessment years when the Property Tax Appeal Board lowers the assessment of property on which a residence occupied by the owner is situated pursuant to Ill.Rev.Stat., ch. 120, par. 592.4.

Section 1910.68 Subpoenas

This Section was added to provide for the issuance of subpoenas by the Property Tax Appeal Board pursuant to Ill.Rev.Stat., ch. 120, par. 592.3a; to establish the method of service of subpoenas; to provide for the payment of witness and mileage fees pursuant to subpoenas; and to provide the method of enforcement of subpoenas.

Section 1910.69 Sanctions

This Section was added to set forth sanctions for failure to comply with the requirements of this part; to set forth sanctions for failure to appear at hearings; to set forth sanctions for inappropriate conduct during a hearing; to prohibit ex parte communications between parties and Members and employees of the Property Tax Appeal Board; and to set forth sanctions for failure to provide a court reporter or his transcript if required.

Section 1910.70 Representation at Hearings

This Section was amended to define representation before the Property Tax Appeal Board; and to clarify who may represent parties before the Property Tax Appeal Board.

Section 1910.75 Access to Board Records

This Section was added to provide that the official appeal records of the Property Tax Appeal Board are public records and available for public inspection; to set forth the requirement that the Board publish on an annual basis synopses of representative cases as required by Ill.Rev.Stat., ch. 120, par. 592.4; and to provide that official records may only be inspected at the Board's offices.

Section 1910.90 Practice Rules

This Section was added to provide rules of practice applicable to hearings before the Property Tax Appeal Board; to provide that hearings once commenced shall continue until completed or continued; to provide that

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hearings will be open to the public; to establish the order of presentation for argument and evidence; to establish the standards to be used to determine if a commenced hearing can be continued; to require that testimony be made under oath or affirmation; to establish standards for sustaining or overruling objections to evidence; to set forth the requirements concerning legitimacy of documents; to provide that the Property Tax Appeal Board may take official notice of previous decisions, matters within its expertise and all matters of which courts may take judicial notice; to set forth provisions for examinations of adverse witnesses; to provide for stipulations as to facts and matters at issue; and to set forth requirements for the contents of Property Tax Appeal Board decisions.

Section 1910.95 Separability

This Section was added to provide that should any Section or subsection of this part be found invalid, such finding should not invalidate the remaining Sections of this part.

16) Information and questions regarding this adopted amendment shall be directed to:

Name: Jane L. Sylvia, Executive Director
Property Tax Appeal Board
Address: 404 Stratton Building, P.O. Box 19278
Springfield, Illinois 62794-9278
Telephone: (217) 782-6076

The full text of the Adopted Amendments begins on the next page:

TITLE 86: REVENUE
CHAPTER II: PROPERTY TAX APPEAL BOARDPART 1910
PROCEDURES

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AUTHORITY: Implementing and authorized by the Revenue Act of 1939 (Ill.Rev.Stat.1987, ch. 120, pars. 592.1 et seq.).

Source: Adopted at 4 Ill. Reg. 23, p. 106, effective May 27, 1980; codified at 8 Ill. Reg. 19475; amended at 13 Ill. Reg. 16454, effective January 1, 1990.

NOTE: Bold face type denotes statutory language.

Section 1910.5 Construction and Definitions

- a) Standards. This Part is to be construed in accordance with the appropriate provisions of "AN ACT to revise the law in relation to the construction of the statutes," as amended (Ill.Rev.Stat.1987, ch. 1, par. 1001 et seq.).
- b) Definitions. The following words and phrases, whenever used in this Part, include in their meaning the definitions set below:

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1) Board - Property Tax Appeal Board.

2) The Act - The Revenue Act of 1939 (Ill.Rev.Stat.1987, ch. 120, par 482 et seq.)

3) Real Property - Includes not only the land itself, whether laid out in town or city lots, or otherwise, with all things contained therein, but also all buildings, structures and improvements, and other permanent fixtures, of whatsoever kind, thereon, including all oil, gas, coal and other minerals from such land and the right to remove such oil, gas, coal and other minerals from such land, and all rights and privileges belonging or in anywise pertaining thereto, except where the same may be otherwise denominated by the Act. Included therein is any vehicle or similar portable structure used or so constructed as to permit its being used as a dwelling place for one or more persons, if such structure is resting in whole on a permanent foundation (Section 1(13) of the Act).

4) Improvements - Anything other than the raw land itself affecting the value of real estate, such as buildings, structures, paving, fencing, and the like.

5) Farm - When used in connection with valuing land and buildings for an agricultural use shall mean any tract of land used solely for the growing and harvesting of crops; for the feeding, breeding and management of livestock; for dairying or for any other agricultural or horticultural use or combination thereof; including, but not limited to hay, grain, fruit, truck or vegetable crops, floriculture, mushroom growing, plant or tree nurseries, orchards, forestry, sod farming and greenhouses; the keeping, raising and feeding of livestock or poultry, including dairying, poultry, swine, sheep, beef cattle, ponies or horses, fur farming, bees, fish and wildlife farming. The dwellings and parcels of real property on which farm dwellings are immediately situated shall be assessed as a part of the farm. Improvements, other than farm dwellings, shall continue to be assessed as a part of the farm and in addition to the farm dwellings when

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such buildings contribute in whole or in part to the operation of the "farm". For purposes of [this Part], "farm" does not include property which is primarily used for residential purposes even though some farm products may be grown or farm animals bred or fed on the property incidental to its primary use. The ongoing removal of oil, gas, coal or any other mineral from land used for farming shall not cause such land to not be considered as used solely for farming (Section 1(21) of the Act).

6) Market Value - The value expressed in money which a property would bring at a voluntary sale where the owner is ready, willing, and able to sell but not compelled to do so, and the buyer is ready, willing, and able to buy but not forced so to do.

7) Party - Either the contesting party (appellant), the board of review (appellee), or the intervenor(s).

8) Contesting Party - Any party who properly files an appeal with the Board.

9) Attorney - Any individual admitted to the practice of law in this State as set forth in the Illinois Supreme Court Rules (Ill.Rev.Stat.1987, ch. 110A, par. 701).

10) Brief - A document which contains a summary of the facts, the pertinent laws, and an argument on how such laws apply to the facts supporting a particular position.

11) Quadrennial Assessment - The general assessment of real estate and improvements required by law to be made once in every four years (Section 1(6) of the Act. See also Section 43 of the Act).

c) Interpretation. The definitions listed above are intended only as an aid to interpretation of the Official Rules of the Property Tax Appeal Board (this Part).

d) Words in the singular form shall be deemed to include the plural. Words in the masculine form shall be deemed to include the feminine form.

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(Source: Added at 13 Ill. Reg. 16454 effective January 1, 1990)

(Source: Amended at 13 Ill. Reg. 16454 effective January 1, 1990)

Section 1910.10 Purpose of the Property Tax Appeal Board Statement of Policy

Section 1910.20 Correspondence

a) The Property Tax Appeal Board shall consist of three five members appointed by the Governor, with the advice and consent of the Senate. The Chairman of the Property Tax Appeal Board shall be designated by the Governor with the advice and consent of the Senate. A vacancy in the membership of the Board shall be filled in the same manner as original appointments are made.

All communications to the Illinois Property Tax Appeal Board, shall be addressed to the Clerk of the Property Tax Appeal Board, 303 East Monroe Street 404 William G. Stratton Building, P.O. Box 4958 19278, Springfield, Illinois, 62708 62794-9278, unless otherwise directed. The office of the Clerk of the Property Tax Appeal Board at Springfield, Illinois, is the official office of the Board for the filing of papers.

b) The Property Tax Appeal Board shall determine the correct assessment prior to state equalization of any parcel of real property which is the subject of an appeal, based upon facts, evidence, exhibits and briefs submitted to or elicited by the Board. The state equalization factor is set by the Department of Revenue pursuant to Section 1(2) of the Act.

(Source: Amended at 13 Ill. Reg. 16454 effective January 1, 1990)

Section 1910.25 Computing Time Limits

The time within which any act under these rules is to be done shall be computed by excluding the first day and including the last Saturdays, Sundays and legal holidays for the State of Illinois shall be included in computing the time, except that when such time expires on a Saturday, Sunday or legal holiday for the State of Illinois, such period shall be extended to include the next following business day.

(Source: Added at 13 Ill. Reg. 16454 effective January 1, 1990)

Section 1910.30 Petitions - Application

ed) The Property Tax Appeal Board shall consider appeals as hereinafter provided and revise the assessment of any particular parcel of real property when it finds such assessment to be in error.

de) ~~On a petition that any property is over-assessed~~ Upon the proper filing of a petition by a contesting party, the Property Tax Appeal Board shall have the power to revise all or any part of the assessment when it finds such assessment or part thereof to be in error.

a) Petitions for appeal must be filed within 30 days after the date ~~and/or~~ postmark date or personal service date of written notice of the decision of the Board of Review, or the postmark date or personal service date of the written notice of the application of final adopted township multipliers by the Board of Review. Petitions sent by mail shall be considered as filed on the date postmarked.

f) The Property Tax Appeal Board is without jurisdiction to determine the tax rate, the amount of a tax bill, or the exemption of real property from taxation.

b) The petition for appeal shall be on the prescribed form and a separate petition must be filed for each separately assessed parcel; shall identify and

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describe the particular property including the identification number or plate number, if any, assigned to the subject parcel by the county, shall be signed by the contesting party or his attorney, and shall be filed with the Clerk of the State Property Tax Appeal Board.

c) Each copy of petitions filed with the Property Tax Appeal Board shall bear an original signature of the contesting party or his attorney, and shall be filed with the Clerk of the Property Tax Appeal Board.

ed) Petitions for appeal shall be filed in triplicate and all copies of the same must shall be properly signed as stated in subsection (c) of this Section. All additional written and documentary evidence must be submitted in duplicate with the petition. If the appeal involves the valuation of improvements to real property as defined herein, a photograph of such improvements shall be submitted with the petition. If the contesting party is unable to submit the additional written or documentary evidence with the petition, he must submit a letter requesting an extension of time with the petition. Upon receipt of such a request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause shall be the inability to submit evidence for a cause beyond the control of the contesting party, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the petition is filed. All information required to fully complete the petition shall be furnished by the contesting party. Incomplete petitions and petitions not on the prescribed form will not be accepted for filing or filing or assignment of a docket number, but shall be returned with an explanation of the reason of its rejection. However, the contesting party may refile within 20 days after the date of the return of his petition.

de) Every petition for appeal shall state the facts upon which the contesting party bases his objection to the decision of the Board of Review, together with a statement of the contentions of law, if any, which he desires to raise, and the relief he requests. Each

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petition must also set forth the assessment for the subject property which the contesting party considers to be correct. If contentions of law are raised, the contesting party shall submit a brief in support of his position with the petition or within 30 days thereafter. Extensions of time shall be granted in accordance with subsection (d) of this Section. Failure to do so shall result in dismissal of the appeal.

ef) Every petition for appeal shall give the post office address where mail addressed to the contesting party may be received by him or his attorney, together with his telephone number.

fg) The petition for Real Property Appeal shall in all cases state the assessed value of the land, and assessed value of the improvements (structures), and the total assessed value as placed on the property by the local assessor and by the Board of Review. The petition must also state and the assessed valuation which the contesting party claims to be correct.

g) By Statute, the Property Tax Appeal Board may render a decision based upon the evidence, exhibits and briefs submitted to it by all interested parties without holding a hearing. (Ill. Rev. Stat., 1983, ch. 120, par. 592-4) except in cases where the provisions of Ill. Rev. Stat., 1983, ch. 120, par. 592-3 are met.

h) All information required to fully complete the petition shall be furnished by the contesting party. Incomplete petitions and petitions not on the prescribed form will not be accepted for filing or assignment of a docket number, but shall be returned with an explanation of the reasons for their rejection. However, the contesting party may refile within 20 days after the date of the return of his petition. Petitions which are not signed, petitions which do not state the assessed valuations assigned by the local assessor and the Board of Review, petitions which do not state the assessed valuation considered correct by the contesting party, and petitions not containing all information as required herein, shall be treated as incomplete petitions and will not be accepted for filing or assignment of a docket number but shall be returned.

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h) Upon receipt of a completed petition for appeal, the Clerk of the Property Tax Appeal Board shall assign a docket number to such petition, and a copy shall be sent to the Board of Review, whose decision is being appealed, and to the State's Attorney of the county in which the property is located. The Clerk shall cause the petition to become a part of such appeal proceedings and record.

i) If the petition for appeal is filed by an interested taxing body, rather than by the taxpayer whose assessment is in question, the contesting party must furnish the name and address of the owner of the property in question. A copy of such a petition shall then be sent to the owner of the property. Any petition filed without the name and address of the owner of the property in question shall be treated as an incomplete petition in accordance with subsection (h) of this Section.

j) Failure of the contesting party to comply fully with all rules and regulations and/or specific requests of the Property Tax Appeal Board with regard to the petition and all steps necessary to prepare the appeal for consideration by the Board shall be sufficient cause to dismiss the appeal.

(Source: Amended at 13 Ill. Reg. 16454
effective January 1, 1990)

Section 1910.40 Determination of Appealed Assessment

a) Upon receipt of the contesting party's petition and upon assignment of a docket number to the petition, the Clerk of the Property Tax Appeal Board shall secure an explanation of the Board of Review's action on the local appeal of the property (Form PTAB-6) and a copy of the property record card of the subject property from the local Board of Review showing the assessed valuation for the assessment year and for the property under appeal. This explanation must also reflect the application of a local township multiplier where applicable. The property record card should contain, where possible, a schematic drawing of all structural improvements to the land, a completed cost analysis, and an indication of the basis of the land

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value. Form PTAB-6 and all written and documentary evidence supporting the county's Board of Review's position must be submitted to the Property Tax Appeal Board within 30 days after the date and/or postmark of the notice of the filing of an appeal unless the Board of Review objects to the jurisdiction of the Property Tax Appeal Board over the assessment appeal. If the Board of Review objects to the Board's jurisdiction, it must submit a written request for dismissal of the petition prior to the submission of Form PTAB-6 and accompanying documentation. The request for dismissal must set forth the basis of the Board of Review's objections to the Property Tax Appeal Board's jurisdiction over the appeal. In such cases, the Property Tax Appeal Board shall transmit a copy of the request for dismissal to the contesting party and secure a written response to the request for dismissal from the contesting party. A copy of the response shall be transmitted to the Board of Review. Upon receipt of the request for dismissal and the response, the Property Tax Appeal Board shall issue a decision determining if it has jurisdiction in the matter. If the Board determines that it has jurisdiction over the parties and the subject matter of the appeal, the Board of Review shall submit Form PTAB-6 and all written and documentary evidence within 30 days of the Board's decision determining jurisdiction. If the county Board of Review is unable to submit the additional written or documentary evidence with Form PTAB-6, it must submit a letter requesting an extension of time with Form PTAB-6. Upon receipt of such a request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause shall be the inability to submit evidence for a cause beyond the control of the Board of Review, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after Form PTAB-6 is filed. The Clerk shall cause such assessment record to become a part of such appeal proceeding and record, and shall send a copy of the same to the contesting party or his attorney.

b) In every petition for appeal where a change in assessed valuation of \$100,000 or more is sought, the Board of Review shall serve a copy of the petition

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filed with the Property Tax Appeal Board upon receipt of the same on all taxing districts as shown on the last available tax bill. The Board of Review shall also serve a certificate of service on the Property Tax Appeal Board affirming that all taxing districts have received notification of the appeal. The certificate of service shall be signed by the Chairman of the Board of Review.

issue an amended decision. The decision or order of the Property Tax Appeal Board in any such appeal shall, within 10 days after it is made and entered, be certified to every party to the proceeding and to the proper authorities, including the Board of Review whose decision was appealed, the County Clerk who extends taxes upon the assessment in question, and the County Collector (Treasurer) who collects property taxes upon such assessment.

bc) All proceedings before the Property Tax Appeal Board are de novo which shall mean that the Property Tax Appeal Board will consider only the evidence, exhibits and briefs submitted to it, and will not give any weight to or consideration of any prior actions by a local Board of Review or any submissions not timely filed or not specifically made a part of the record.

fg) A majority of the Members of the Board is required to make a decision of the Board.

ed) By statute, the Property Tax Appeal Board may accept into the record all evidence, exhibits and briefs submitted by all interested parties and render a decision without holding a hearing. However, on its own motion, the Board may order a hearing to be held at a time and place designated by the Board. The Property Tax Appeal Board may order such a hearing continued for additional testimony, evidence, or exhibits, or it may make such investigation concerning the appeal on its own initiative as it deems proper.

gh) Final administrative decisions of the Property Tax Appeal Board are subject to review under the provisions of the Administrative Review Law (Ill.Rev.Stat. 1983 1987, ch. 110, pars. 3-101 et seq. and the Revenue Act of 1939-1983-1985, ch. 120, pars. 592.4 et seq. Section 111.4 of the Act).

de) The decisions of the Property Tax Appeal Board will be based on equity and the weight of the evidence. By statute, a one-year A three-year county wide assessment level to be based on relevant sales during the previous year three years as certified by the Department of Revenue will be considered where sufficient probative evidence is presented indicating the estimate of full market value of the subject property on the relevant real property assessment date of January 1.

hi) The required number of copies of all documents in an appeal file necessary to complete the certification of the Property Tax Appeal Board proceedings in answer to a complaint for Administrative Review will be prepared by the Property Tax Appeal Board at a cost to the plaintiff of \$.25 per page, except for pages of the original transcript which will have a cost of \$.75 per page, and for pages larger than legal size which will have a cost of \$1.00 per page. From the original certification of proceedings, which will be filed with the Clerk of the Circuit Court, copies of the proceedings will be prepared and forwarded to the Attorney General, State's Attorney, the plaintiff in the Administrative Review and one copy will be retained as a permanent record for the Property Tax Appeal Board. An estimate of the cost of preparing a certified record will be mailed to the plaintiff. Upon receipt of the necessary payment, the Property Tax Appeal Board will prepare certification of the proceedings.

ef) Whether or not a hearing is held in the appeal proceeding, the proceeding before the Property Tax Appeal Board shall be terminated when the Board renders a decision. The Board may revise and/or correct a decision upon its own initiative at any time prior to the expiration of the 35 day appeal period as provided in Section 111.4 of the Act if a mistake in the calculation of an assessment or other clerical error is discovered. In such event, the Board shall

ii) If the taxpayer is protesting valuation before the Property Tax Appeal Board, he may not pay his taxes under protest. If a petition is filed by a taxpayer with the Property Tax Appeal Board, the taxpayer is precluded from filing objections based upon valuation in the Circuit Court as may otherwise be permitted by Sections 194 and 235 of the Act.

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j) If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel, the subject matter of an appeal, after adjournment of the County Board of Review at which assessments for the subsequent year are being considered, the contesting party may, within 30 days after the date of the written notice of the Property Tax Appeal Board decision, appeal the assessment for such subsequent year directly to the Property Tax Appeal Board.

(Source: Amended at 13 Ill. Reg. 16454, effective January 1, 1990)

Section 1910.50 Hearings (Renumbered)

(Source: Renumbered to Section 1910.67 at 13 Ill. Reg. 16454, effective January 1, 1990)

Section 1910.60 Interested Parties - Intervention

a) Any taxpayer or owner of property dissatisfied with a decision of the Board of Review as such decision pertains to the assessment of his property may become a party to the appeal by filing a petition with the Property Tax Appeal Board within 30 days after receipt of the postmark date or personal service date of written notice of the decision of the Board of Review or the postmark date or personal service date of the written notice of the application of final, adopted township multipliers by the Board of Review. If the taxpayer or owner of property files a petition within 30 days of the postmark date or personal service date of the written notice of the application of final, adopted township multipliers, the relief the Property Tax Appeal Board may grant is limited to the amount of the increase caused by the application of the township multiplier.

b) Any taxing body that has a revenue interest in a decision of the Board of Review may become a party to an appeal by filing its petition within 30 days of the postmark date of the written notice to the taxpayer of a decision by the Board of Review, or within 30 days of the published notice of the application of a

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negative township multiplier by the Board of Review. If a taxing body files a petition within 30 days of the published notice of the application of a negative township multiplier, the relief the Property Tax Appeal Board may grant is limited to the amount of the decrease caused by the application of the township multiplier. Any taxing district so filing must conform its petition and documentation to the provisions of Section 1910.30.

b) Upon notice to the owner that a taxing body has been a party to filed an appeal affecting his property, the owner or taxpayer may at any time prior to the actual consideration of the appeal by the Board become an intervening party by filing in triplicate with the Clerk of the Property Tax Appeal Board a Request to Intervene within 30 days of the postmark date of the notice that the taxing body has filed an appeal.

c) At any time prior to the actual consideration of the appeal by the Board, any interested party may file a Request to Intervene in an appeal before the Property Tax Appeal Board may, within 60 days of the postmark date of the notice of the Board to the State's Attorney of the filing of an appeal, or within 30 days of the postmark of the Board of Review service as required in Section 111.4 of the Act, whichever is later, become an intervening party by filing in triplicate with the Clerk of the Property Tax Appeal Board a Request to Intervene. The Request to Intervene must be accompanied by a copy of the resolution of the governing board of the taxing body authorizing its legal representative to file a Request to Intervene on its behalf.

d) Requests to Intervene shall be filed in triplicate and all copies of the same shall be signed. All additional written and documentary evidence must be submitted with the Request to Intervene. Any Request to Intervene which is received without a copy of the resolution of the governing board of the taxing body authorizing its legal representative to file the Request to Intervene on its behalf shall be treated as incomplete and shall be returned. However, the intervening party may refile within 20 days after the date of the return of the Request to Intervene. If the intervening party is unable to submit the additional written or documentary evidence with the

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Request to Intervene, he must submit a letter requesting an extension of time with the Request to Intervene. Upon receipt of such a request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause shall be the inability to submit evidence for a cause beyond the control of the intervening party, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the Request to Intervene is filed. The Clerk of the Property Tax Appeal Board shall cause such Request to Intervene and all accompanying documentation to become a part of the appeal proceeding and record, and shall send a copy of the same to the contesting party and the Board of Review.

- f) Upon receipt of a timely Request to Intervene, the Clerk of the Property Tax Appeal Board shall cause a copy of the appeal record to be forwarded to the intervening party.

(Source: Amended at 13 Ill. Reg. 16454 effective January 1, 1990)

Section 1910.63 Burdens of Proof

- a) Under the principles of a de novo proceeding, the Property Tax Appeal Board shall not presume the action of the Board of Review or the assessment of any local assessing officer to be correct. However, any contesting party shall have the burden of going forward.
- b) Under the burden of going forward, the contesting party must provide substantive, documentary evidence or legal argument challenging the correctness of the assessment of the subject property. Failure to do so will result in the dismissal of the appeal.
- c) Once a contesting party has provided evidence or argument sufficient to challenge the correctness of the assessment of the subject property, the Board of Review shall be required to go forward with the appeal. The Board of Review must provide substantive,

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documentary evidence or legal argument sufficient to support its assessment of the subject property or some other, alternate valuation. Failure to do so will result in a decision by the Property Tax Appeal Board based upon the information submitted by the contesting party and, if applicable, the evidence submitted by any intervening party.

- d) Any intervening party shall be required to support the position he propounds with substantive, documentary evidence or legal argument as provided in this Part.
- e) When market value is the basis of the appeal, the value of the subject property must be proved by a preponderance of the evidence. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence.

(Source: Added at 13 Ill. Reg. 16454 effective January 1, 1990)

Section 1910.65 Documentary Evidence - Rebuttal

- a) The Property Tax Appeal Board generally considers appeals with respect to the correct valuation of property for assessment purposes based upon the following contentions: that the subject property is not accurately assessed when its assessment is compared to the assessments of other, similar properties in its neighborhood; or that the market value of the subject property is not accurately reflected in its assessment.
- b) Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of the subject property and of the suggested comparable properties, and documentation of the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property.
- c) Proof of the market value of the subject property may consist of an appraisal of the subject property as of the assessment date at issue, a recent sale of the subject property, evidence of the cost of construction

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of the subject property including the cost of the land and the value of any labor provided by the owner if the date of construction is proximate to the assessment date, or documentation of recent sales of suggested comparable properties together with documentation of the similarity, proximity and lack of distinguishing characteristics of the sales comparables to the subject property.

d) The Property Tax Appeal Board may consider appeals based upon contentions of law. Such contentions of law must be concerned with the correct assessment of the subject property. If contentions of law are raised, the party shall submit a brief in support of his position.

e) Upon receipt of the argument and accompanying documentation filed by a party, any other party may, within 30 days of receipt, file written or documentary rebuttal evidence. Rebuttal evidence shall consist of written or documentary evidence submitted to explain, repel, counteract or disprove facts given in evidence by an adverse party and must tend to explain or contradict or disprove evidence offered by an adverse party.

(Source: Added at 13 Ill. Reg. 16454
effective January 1, 1990)

Section 1910.67 Hearings

a) By statute, the Property Tax Appeal Board may render a decision based upon the evidence, exhibits and briefs submitted to it by all interested parties without holding a hearing.

b) The Property Tax Appeal Board shall review all appeals filed in compliance with these rules to determine whether a hearing shall be held on any factual or legal issue. Whenever the Board determines that a hearing is not required, the appeal shall be decided based upon the evidence in the record. The Board shall hold a hearing at the request of any party or when evidence received from the contesting party, the board of review and/or an intervening party supports

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differing positions. In the event a hearing is deemed necessary, ~~Depending upon the character of the evidence and/or the complexity of the issues involved, upon its own motion, the Property Tax Appeal Board may set an appeal for hearing.~~ The Board shall give notice to the interested all parties to the appeal of the time, date, and place of the hearings at least 20 days prior to the hearing, unless the 20 day period is specifically waived by all the parties to the appeal.

c) A party may request a decision of the Property Tax Appeal Board based upon the evidence in the record by filing a written request with the Board at its Springfield office. Any such request shall not be binding on the Board.

bd) Notice to all interested taxing bodies by the Property Tax Appeal Board shall be deemed to have been given when served upon the State's Attorney of the county from which the appeal has been taken, unless such interested taxing bodies have specifically been made parties to the appeal proceeding.

e) In all cases where a change in assessed valuation of \$100,000 or more is sought, the Property Tax Appeal Board shall order a prehearing conference to ascertain the positions of the parties and to reach agreements on stipulations of fact, admission of documents and all other matters that will expedite the hearing and determination of the appeal whenever the cases have been set for hearing by the Board and one or more factual or legal issues exist which can be resolved at a prehearing conference. The Board shall issue a prehearing order resolving matters agreed to and rulings as to disputed matters. The order shall be served at the same time upon all parties and shall control the subsequent course of the proceeding.

ef) Hearings may be held before less than a majority of the Members of the Board, and the Chairman may assign Members or Hearing Officers to hold hearings. Any hearing may be conducted by the Property Tax Appeal Board at its offices in Springfield or at any other location in Illinois selected by the Board, or the Board may cause its Hearing Officer to conduct such hearing and report his findings for affirmation or rejection.

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ag) Hearings shall be open to the public and shall be conducted in accordance with such rules of practice and procedure as the Board may make and promulgate.

eh) Power of the Property Tax Appeal Board during hearings.

1) In connection with any proceeding, the Board shall have full authority to:

- A) Conduct and control the procedure of the hearing;
- B) Admit or exclude testimony or other evidence into the record pursuant to this Part;
- C) Administer oaths and affirmations and examine all persons appearing at the hearing to testify or to offer evidence;
- D) The Board, any Member, or Hearing Officer may require the production of any books, records, papers or documents that may be material or relevant as evidence and necessary for the making of a just decision in any matter pending before the Property Tax Appeal Board at any stage of the appeal or of the hearing which is the foundation for any evidence or testimony presented in the appeal; and
- E) Require the submission of briefs on issues of law raised during the hearing within 60 days of the termination of the hearing.

2) The Board shall cause its Hearing Officer to conduct hearings on its behalf and report his findings for affirmation or rejection. Any such Hearing Officer shall be empowered to exercise the full authority of the Board with respect to the conduct and control of the proceeding.

f) If a hearing is ordered by the Property Tax Appeal Board, all parties shall appear for the hearing on the appeal on the date and at the hour set by the Property Tax Appeal Board, and they shall be prepared to furnish any information the Board may require. Failure to appear on the date and at the hour set by the Property Tax Appeal Board shall be sufficient cause to dismiss the appeal.

gi) Continuances may shall be granted for good cause shown in writing, and then only on an order of a Member of

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the Property Tax Appeal Board, or duly a authorized Hearing Officer. Good cause shall be the inability to attend the hearing at the date and time set by the Board for a cause beyond the control of the party. Such as the unavoidable absence of a party, his attorney or material witness, or the serious illness or death of a witness or party. The Board shall set the hearing of a continued case at the time it sets other hearings of appeals from the county in which the subject of the continued appeal lies, unless the parties request that the Board decide the appeal based upon the evidence in the record without a formal hearing.

h) Hearing Officers shall have the authority to administer oaths and to examine, under oath, all persons appearing at the hearing to testify or to offer evidence.

i) At the hearing, the contesting party shall first introduce his case into evidence, followed by the evidence of other parties to the appeal, in the order directed by the Property Tax Appeal Board or Hearing Officer. All parties are entitled to a rebuttal after all evidence of all parties has been introduced. Unless more time is granted in advance by the Board or the Hearing Officer, no party to the hearing shall be allowed more than 30 minutes for the presentation of evidence nor more than 10 minutes for cross-examining the evidence presented by any other party to the proceeding. Evidence submitted to the Board in documentary form may be made a part of the record without the document being read into the record if the Board or the Hearing Officer so orders.

k) In no case shall any written or documentary evidence be accepted into the appeal record at the hearing unless such evidence has been submitted to the Property Tax Appeal Board prior to the hearing pursuant to this Part, or unless the filing requirement is specifically waived by the Board, or unless the submission of the written or documentary evidence is specifically ordered by the Board or by a Hearing Officer. Appraisal testimony offered to prove the valuation asserted by any party shall not be accepted at the hearing unless a documented appraisal has been timely submitted by that party pursuant to this Part. Appraisal testimony offered to prove the

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asserted valuation may only be given by a preparer of the documented appraisal whose signature appears thereon.

- 1) All testimony taken at the hearing shall be under oath or affirmation. The Board shall eliminate such rules of evidence, practice and procedure to the extent it considers practicable.

2) At any stage of the appeal or the hearing, or after all parties have completed the presentation of their evidence, the Property Tax Appeal Board or Hearing Officer may call upon any party to furnish further material, relevant evidence or briefs upon any issue.

3) At a hearing, the Property Tax Appeal Board shall, when the issues so demand, require the contesting party to furnish a court reporter on any appeal. In all cases where the contesting party is seeking a reduction of \$25,000 or more in assessed valuation, the contesting party must provide a court reporter at his own expense. The original certified transcript of such hearing shall be forwarded to the Springfield Office of the Property Tax Appeal Board and shall become part of the Board's official record of the proceedings on appeal. The court reporter's certified transcript should be forwarded as soon as possible but no later than within 30 60 days of the hearing. If further time to prepare the certified transcript is required, a request for an extension of time containing the reasons for the delay must be sent to the Clerk of the Property Tax Appeal Board.

4) If a stipulation is agreed to by all interested parties, it may be taken into consideration by the Property Tax Appeal Board but must be supported by evidence in the record. The Board reserves the right to write its own a decision based on the facts, evidence and exhibits in the record.

5) If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel on which a residence occupied by the owner is situated, such reduced assessment, subject to equalization, shall remain in effect for the remainder of the quadrennial assessment period as provided in Section 43 of the Act unless upon proper filing, the local board of review or other interested party can show

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substantial cause why such assessment should not remain in effect the remainder of the quadrennial assessment period, or unless the decision of the Property Tax Appeal Board is reversed or modified upon review (Section 111.4 of the Act). The board of review or other interested party must notify the Property Tax Appeal Board within 30 days of notice of the filing of an appeal that substantial cause exists. Substantial cause shall be supported by documented evidence as provided in Section 1910.40(a). Substantial cause shall be a change in the physical characteristics of the property, a change in the assessment methodology of the Board of Review, or the discovery of new evidence not submitted in the initial appeal. Upon receipt of evidence tending to show the existence of substantial cause, the Property Tax Appeal Board shall transmit a copy of the evidence to the contesting party. The contesting party shall be granted a 30 day extension of time to respond to the evidence of substantial cause. Additional extensions of time shall be granted in accordance with Section 1910.30(e) of this Part. If no substantial cause is proved, the Property Tax Appeal Board shall issue an order in its current case affirming its findings of the prior year subject only to equalization.

(Source: Renumbered from Section 1910.50 and amended at 13 Ill. Reg. 16454, effective January 1, 1990)

Section 1910.68 Subpoenas

- a) Issuance. Subpoenas shall be issued by the Chairman of the Board or his designee for good cause shown to compel the attendance of a witness or the production of books, records, correspondence, documents, papers or other evidence to facilitate its determination of the correct assessment of any parcel of real property. Good cause shall exist when the documentation which is the subject of the subpoena is in the exclusive possession and control of another party to the appeal and is necessary to a full determination of the issues presented in the appeal before the Board, or when the attendance of a witness who is the subject of a subpoena is necessary to a full determination of the issues presented in the

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appeal before the Board.

the Property Tax Appeal Board shall be sufficient cause to default that party.

b) Service. Subpoenas shall be served by any person lawfully authorized to serve a subpoena under the laws of this State. Section 2-1101 of the Civil Practice Law (Ill.Rev.Stat.1987, ch. 110, par. 2-1101) and Section 8-402 of the Code of Civil Procedure (Ill.Rev.Stat.1987, ch. 110, par. 8-402) The party requesting the subpoena shall be responsible for its service.

c) When a party, his attorney, or his witness engages in threatening, disruptive, vulgar, abusive or obscene conduct or language which delays or protracts a proceeding, the Board, by any Member, or Hearing Officer, shall exclude the offending person from the proceeding. Any party engaging in such conduct or language shall be defaulted.

c) Witness and mileage fees. Witnesses attending any proceeding held by the Property Tax Appeal Board pursuant to any subpoena, shall be paid the same fees and mileage that are paid witnesses in the circuit courts of this State pursuant to Section 47 of "AN ACT concerning fees and salaries, and to classify several counties of this state with reference thereto." (Ill.Rev.Stat.1987, ch. 53, par. 65) The cost of service and witness and mileage fees shall be paid by the party requesting the subpoena.

d) A party, his representative, or his witness shall not communicate, directly or indirectly, with the Board, any Member, or employee in connection with any issue in a pending appeal except upon notice and opportunity for all parties to participate.

e) Failure of the contesting party to furnish a court reporter as required in Section 1910.67(m) of this Part shall be sufficient cause to dismiss the appeal. Failure of the contesting party to furnish a court reporter's transcript within 60 days of the date of the hearing shall result in the dismissal of the appeal.

(Source: effective

Added at 13 January 1, 1990

Ill. Reg. 16454

(Source: effective

Added at 13 January 1, 1990

Ill.

Reg. 16454

Section 1910.70 Representation of at Hearings

a) For purposes of this Section only a taxpayer dissatisfied with the decision of a Board of Review as such decision pertains to the assessment of his property for taxation purposes, or a taxing body that has a tax revenue interest in the decision of the Board of Review on an assessment made by any local assessment officer, may file an appeal.

b) At hearings before the Property Tax Appeal Board, a party to the proceedings may shall have the right to represent himself, to be present and to participate in any hearing before the Property Tax Appeal Board. The right to participate shall include the rights to call, examine and cross-examine witnesses and to discuss any evidence properly submitted pursuant to this Part. A party may be represented at the hearing by any person

Section 1910.69 Sanctions

a) Failure of any party to comply fully with all rules and/or specific requests of the Property Tax Appeal Board as provided in Sections 1910.30, 1910.40, 1910.60, 1910.65 and 1910.67 of this Part shall result in the default of that party.

b) When a hearing is ordered by the Property Tax Appeal Board, all parties shall appear for the hearing on the appeal on the date and at the hour set by the Property Tax Appeal Board, and they shall be prepared to furnish any information the Board may require. Failure to appear on the date and at the hour set by

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who is admitted to practice as an attorney or
 except as provided in subsection (b) of this Section.
 Accountants, tax representatives, tax advisers, real
 estate appraisers, real estate consultants and others
 not qualified to practice law in this State may not
 appear at hearings before the Board in a
 representative capacity, and may not conduct
 questioning, cross-examination or other investigation
 at the hearing. However, such persons may testify at
 hearings before the Board and may assist parties and
 attorneys in preparation of cases for presentation by
 such parties and attorneys for the Board at hearings.

eb) Any party, including a corporation, may cause to have
 evidence presented be represented at a Property Tax
 Appeal Board proceeding by any authorized officer,
 employee or legal representative attorney.

(Source: Amended at 13 Ill. Reg. 16454
 effective January 1, 1990)

Section 1910.75 Access to Board Records

a) The official record in each appeal decided by the
 Board and not pending in the courts of this State,
 shall be available for public inspection upon making a
 written request with the Board.

b) The Property Tax Appeal Board shall publish annually a
 volume containing synopses of representative cases
 decided by the Board during that year. The
 publication shall be organized by or cross-referenced
 by the issue presented before the Board in each
 decision contained in the publication. Copies shall
 be available at a reasonable cost.

c) Inspection of any files, documents, or the annual
 publication shall be permitted only at the office of
 the Board.

(Source: Added at 13 Ill. Reg. 16454
 effective January 1, 1990)

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Section 1910.90 Practice Rules

a) The provisions of this Section are promulgated
 pursuant to Section 111.2 of the Act, and shall apply
 to all hearings conducted by the Property Tax Appeal
 Board. Nothing contained in this Section shall in any
 way negate, limit, modify or otherwise affect any of
 the powers, duties or authority of the Board under the
 Act.

b) Appeals filed with the Property Tax Appeal Board shall
 be set for hearing pursuant to Section 1910.67 of this
 Part. All hearings once commenced shall continue on
 successive work days until completed unless any Member
 or Designated Hearing Officer orders a continuance of
 the hearing pursuant to subsection (d) of this
 Section. All hearings shall be open to the public.

c) The sequence to be followed for all hearings before
 the Property Tax Appeal Board shall be as follows:

1) Preliminary matters - motions or objections, or
 attempts to narrow issues or limit evidence shall
 be heard first;

2) Opening statements - the contesting party shall
 proceed first, followed by the Board of Review
 and Intervenor, if any; opening statements may
 be waived or may be reserved and presented prior
 to the commencement of a party's case in chief;

3) Case in chief - the evidence and witnesses
 presented to prove the position of the contesting
 party shall be heard first, followed by those of
 the Board of Review and Intervenor, if any; as
 witnesses complete their testimony, they are
 subject to cross-examination by the Hearing
 Officer and the other parties to the appeal;
 witnesses may be questioned under redirect
 examination where necessary;

4) Rebuttal - the evidence and witnesses presented
 to rebut the evidence offered in opposition to
 the contesting party's position shall be heard
 after the completion of the cases in chief of all
 parties, followed by the rebuttal evidence and
 witnesses of the Board of Review and Intervenor,
 if any;

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- 5) Closing statements - the closing argument of the contesting party shall be heard first, followed by the closing arguments of the Board of Review and intervenors, if any; the contesting party shall be permitted a brief rebuttal at the end of the closing arguments of the other parties.
- d) Continuances of appeals set for hearing shall be granted pursuant to Section 1910.67(i) of this Part; a hearing which has commenced may be continued by order of the Hearing Officer to permit further testimony or argument only if the time allotted for the hearing has expired.
- e) All witnesses appearing before the Property Tax Appeal Board shall testify under oath or affirmation.
- f) Any party may object to the admissibility of evidence or testimony, and such objections must clearly state the specific ground or rule of law which is the basis therefor.
- 1) When an objection is made to the admissibility of evidence prior to the hearing of the appeal, the objection must be made in writing. A copy of the objection shall be transmitted to all other parties to the appeal, and the Property Tax Appeal Board shall solicit responses thereto from all other parties. The Board shall issue its ruling on such objections in writing prior to the hearing of the appeal.
- 2) When an objection is made to the admissibility of evidence or testimony during the hearing, the Hearing Officer may either sustain or overrule the objection if it is based on the provisions of this Part, or may reserve the ruling and permit the testimony and/or evidence into the record subject to the ruling of the Property Tax Appeal Board on the objection in its decision for the appeal.
- 3) Any party offering evidence which is ruled inadmissible shall be permitted to make a brief offer of proof in writing upon motion made at the hearing.
- g) The Property Tax Appeal Board or its designated

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- Hearing Officer may exclude inadmissible evidence upon its own motion.
- h) Writings, documents and all copies thereof submitted to the Property Tax Appeal Board shall be legible, and exhibits shall be plainly marked and identified. All exhibits and documentation discussed during the hearing shall be marked for identification by the Hearing Officer.
- i) The Property Tax Appeal Board may take official notice of decisions it has rendered, matters within its specialized knowledge and expertise, and all matters of which the Circuit Courts of this State may take judicial notice.
- j) Any party or his witness may be called by any other party as an adverse witness and examined as if under cross-examination in the same manner and under the same circumstances as provided in Section 2-1102 of the Civil Practice Law (Ill.Rev.Stat. 1987, ch. 110, par. 2-1102). Upon a showing that a witness was called in good faith and that the party calling him is surprised by his testimony, examination of the witness may proceed as if under cross-examination, and the testimony of the witness may be impeached by prior statements or otherwise.
- k) It is the policy of the Property Tax Appeal Board that the parties to an appeal should to the fullest extent possible stipulate all matters which are not or fairly should not be in dispute. Prior to the hearing, during a prehearing conference or during the hearing of any appeal, the parties may file a stipulation setting forth all pertinent facts that are not in dispute; a list of all exhibits to which there are no objections; and any other matters that are not in dispute.
- l) Decisions of the Property Tax Appeal Board shall dispose of contested matters upon the merits and shall set forth the Board's findings of fact and conclusions of law, and shall be served by mail on the persons and parties affected thereby as provided in Section 111.4 of the Act. Decisions of the Board shall be based on the evidence contained in the administrative record.

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(Source: Added at 13 Ill. Reg. 16454,
effective January 1, 1990)

Section 1910.95 Separability

In the event any provision or term of this Part, or any amendment thereto, is determined by a court or other authority of competent jurisdiction to be invalid, such determination shall not affect the remaining provisions which shall continue in full force and effect.

(Source: Added at 13 Ill. Reg. 16454,
effective January 1, 1990)

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1) Heading of the Part:

Illinois Alzheimer's Disease and Related Disorders Assistance Code

2) Code Citation:

77 Ill. Adm. Code 710

3) Section Numbers:

710.20
710.30
710.40
710.50
710.100
710.110
710.120
710.130
710.140
710.210
710.220
710.230

Adopted Action:

Amendments
Amendments
Amendments
Amendments
Amendments
Amendments
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Amendments

4) Statutory Authority:

the Alzheimer's Disease Research Act and the Alzheimer's Disease Assistance Act
Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6901 and 6951 et seq.

5) Effective Date of Rules:

November 1, 1989

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ☐ No ☒

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference?

Yes ☐ No ☒

If "yes," please specify type: 6.02(a) ☐ or 6.02(b) ☐

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes ☐ No ☐

8) Date Filed in Agency's Principal Office:

November 1, 1989

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9) Date Notice(s) of Proposal was Published in Illinois Register:

May 5, 1989 - 13 Ill. Reg. 6913

10) Has the Joint Committee on Administrative Rules issued a Statement of
Objections to this/these Rules? Yes No X

If "yes," please complete the following:

- A) Statement of Objection: , Ill. Reg.
- B) Agency Response: , Ill. Reg.
- C) Date Agency Response Submitted for Approval to the Joint Committee:

11) Difference Between Proposal and Final Version:

The following changes were made in response to comments received during the first notice or public comment period:

All Section headings in the table of contents were corrected to agree with the headings of the Sections that are currently on file and in effect.

The word "Illinois" was deleted from the first Act referenced in the authority note.

In Section 710.20, six definitions following the definition of "Act" and the statutory citations were deleted and references to the specific Sections of the Act were added.

The lettered phrases a), b), c) were deleted in the definition of "Diagnostic Evaluation."

The word "Illinois" was deleted from the title of the Act in Section 710.30(a)(1).

In Section 710.40(a), line 4, the word "Rules" was placed in lower case.

In Section 710.50, line 5, "Procedures" was changed to read "Procedure."

A reference to the Section of the Act was added in Section 710.110(d)(7).

The heading of the Section referenced was corrected in

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Section 710.130(a).

The label for Subsection(a) was deleted in Section 710.140 and the text was moved to the one-inch left-hand margin; the other Subsections were relabeled and reindented.

The word "Section" was added in front of 710.220 in Section 710.220(c)(4)(B).

The heading for Section 710.230 was rewritten in both the text and the table of contents.

In Section 710.230(e), line 8, the first letter in the word "section" was capitalized.

In Section 710.230(f), the specific Section of the Code of Civil Procedure was deleted and reference to Part 21 was added.

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

No comments/suggestions were received from the Joint Committee on Administrative Rules; therefore, no changes were made.

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes No X

14) Are there any other Amendments Pending on this Part? Yes No X

If Yes:

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
------------------------	------------------------	---------------------------

15) Summary and Purpose of Rules:

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The first proposed amendment adds the sentence: The Department will fund General Research Grants on an annual basis not to exceed two consecutive years.

The second proposed amendment takes the place of Section 710.140 c): Each Regional Center will certify an applicant's documentation and information for designation as a primary provider.

The third proposed amendment provides that the sentence becomes 710.140 b): By application to the Division of Chronic Diseases, Alzheimer's Program, 535 West Jefferson, Springfield, Illinois 62761, and in accordance with the criteria set forth in Section 710.130.

The fourth proposed amendment inserts the following three paragraphs in Section 710.220 c):

c) Criteria for Early Researcher's Grant,

1. Definition

An early researcher is one who at the time of funding:

- i. has not been a primary investigator on any federally funded grant.
- ii. is no more than three years past completion of specialty training.

A researcher who applies for a multi-year project must meet criterion 1b only for the first year of the project.

2. Responsibility

The design, organization, management and overall execution of the research must be carried out by the early researcher. Secretaries, technicians, statisticians, and the like may be used in an adjunct role, but specialized skills of the early researcher (eg. clinical interviews, psychological tests, physical examination, complex laboratory studies) must be carried out by the investigator.

3. Commitment

The early researcher must demonstrate by past achievements as well as future plans apart from the grant project that the person intends to commit a major part of the future to research in Alzheimer's Disease related areas.

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16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page:

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TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER 1: CHRONIC DISEASES

PART 710
ILLINOIS ALZHEIMER'S DISEASE AND RELATED DISORDERS ASSISTANCE CODE

SUBPART A: GENERAL PROVISIONS

- SECTION 710.10 Applicability
- 710.20 Definitions
- 710.30 Incorporated Materials
- 710.40 Availability of Information
- 710.50 Administrative Hearings

SUBPART B: REGIONAL ALZHEIMER'S DISEASE AND RELATED DISORDERS ASSISTANCE NETWORK

- SECTION 710.100 Description of the Network and Regions
- 710.110 Designation of Criteria for Regional ADA Centers
- 710.120 Designation Procedures for Regional ADA Centers
- 710.130 Designation Criteria for Primary Providers
- 710.140 Designation Procedures for Primary Providers
- 710.150 Services Provided by Regional ADA Centers and Primary Providers
- 710.160 Diagnostic Evaluation of ADRO Patients
- 710.165 Multi-disciplinary Team Responsibilities
- 710.170 Treatment
- 710.180 Support Services

SUBPART C: ALZHEIMER'S DISEASE AND RELATED DISORDERS GRANTS

- SECTION 710.200 Grants to Regional ADRO Assistance Centers
- 710.210 Grants from the Alzheimer's Disease Research Act-Grant Fund
- 710.220 Funding Criteria for Grants from the Alzheimer's Disease Research Fund
- 710.230 Criteria for Approval of Alzheimer's Disease Research Act Proposals

Appendix A Regions of Illinois Department of Public Health/ADRO

AUTHORITY: Implemented and authorized by the Alzheimer's Disease Research Act (111. Rev. Stat. 1987, ch. 111 1/2, par. 6901 et seq.) and Alzheimer's Disease Assistance Act (111. Rev. Stat. 1987, ch. 111 1/2, par. 6951 et seq.).

SOURCE: Emergency rules adopted at 10 Ill. Reg. 20029, effective November 21, 1986, for a maximum of 150 days; adopted at 11 Ill. Reg. 8743, effective

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April 15, 1987; amended at 13 Ill. Reg. 16488, effective November 1, 1989.

NOTE: Capitalization denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 710.20 Definitions

"ACT" means the Alzheimer's Disease Assistance Act (111. Rev. Stat. 1987, ch. 111 1/2, par. 6951 et seq.).

"ADA ADVISORY COMMITTEE" OR "ADVISORY COMMITTEE" OR "COMMITTEE" MEANS THE ALZHEIMER'S DISEASE ADVISORY COMMITTEE CREATED UNDER SECTION 6 OF THIS ACT. (Section 3(e) of the Act.)~~111-Rev-Stat-1985-eh-111-1/2-par-6953(e)}~~

"ALZHEIMER'S DISEASE AND RELATED DISORDERS" OR "AD" OR "ADRO" MEANS A HEALTH CONDITION RESULTING FROM SIGNIFICANT DESTRUCTION OF BRAIN TISSUE WITH RESULTANT LOSS OF BRAIN FUNCTION, INCLUDING, BUT NOT LIMITED TO, PROGRESSIVE, DEGENERATIVE AND DEMENTING ILLNESSES INCLUDING PRESENILE AND SENILE DEMENTIAS, INCLUDING ALZHEIMER'S DISEASE AND OTHER RELATED DISORDERS. (Section 3(a) of the Act.)~~111-Rev-Stat-1985-eh-111-1/2-par-6953(a)}~~

"ALZHEIMER'S DISEASE ASSISTANCE NETWORK" OR "ADA NETWORK" MEANS THE VARIOUS HEALTH, MENTAL HEALTH AND SOCIAL SERVICES AGENCIES THAT PROVIDE REFERRAL, TREATMENT AND SUPPORT SERVICES UNDER STANDARDS AND PLANS ADOPTED AND IMPLEMENTED IN CONJUNCTION WITH A REGIONAL ADA CENTER. (Section 3(d) of the Act.)~~111-Rev-Stat-1985-eh-111-1/2-par-6953(d)}~~

"Caregivers" means those individuals that provide a continuum of care to ADRO victims; this includes family members, relatives, health care professionals, legal guardians, and other individuals.

"Case Management" means providing comprehensive needs assessment and services coordination to assist ADRO victims and their families in gaining access to and receiving needed support services.

"Clearinghouse Services" means the procedure for the correlation of data and matching services to ADRO victims and families.

"Clinical Diagnosis" or "diagnosis" means the process of identifying by means of an examination "Probable AD", or "Possible AD" or and "Definite AD".

"Consultation" means information given by the multi-disciplinary

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team to persons who may be, or who have been, diagnosed as victims of Alzheimer's disease and related disorders and to their family members and legal guardians.

"Dementia" or "primary dementia" or "dementing illness" means a loss of intellectual abilities of sufficient severity to interfere with social or occupational functioning.

"DEPARTMENT" MEANS THE ILLINOIS DEPARTMENT OF PUBLIC HEALTH. (Section 3(f) of the Act.) {§§-Rev-§§-1985-eh-111-1/2-§§-6953(f)}-§§-6953(f)}

"Detection" means the process of determining through identification and diagnostic evaluation the level of probable AD and geographic distribution of victims of Alzheimer's disease and related disorders.

"Diagnostic Evaluation" means a) evaluations of a person suspected of having Alzheimer's disease through thorough physical, neurological and psychiatric evaluations; b) after other diseases have been ruled out, a determination of AD can usually be made on the basis of medical history, mental status and the course of the illness; c) the process of assessing cognitive abilities and deficits among persons who may be or who have been diagnosed as victims of Alzheimer's disease and related disorders; and d) the process of assessing the social needs and capabilities of AD victims, caregivers and family members.

"Identification" means the description of the specific form of dementing illness; it does not imply that the condition will have a particular course, duration or end-point.

"Multi-Disciplinary Team" or "referral team" means a team approach which assesses the needs and capabilities of AD victims and family members; team members are drawn from the disciplines of medicine (general medicine, neurology, psychiatry), nursing, social work, psychology and occupational therapy.

"PRIMARY ALZHEIMER'S PROVIDER" OR "PRIMARY AD RD PROVIDER" OR "PRIMARY PROVIDER" MEANS A LICENSED HOSPITAL, A MEDICAL CENTER UNDER THE SUPERVISION OF A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN ALL OF ITS BRANCHES, OR A MEDICAL CENTER THAT PROVIDES MEDICAL CONSULTATION, EVALUATION, REFERRAL AND TREATMENT TO PERSONS WHO MAY BE OR WHO HAVE BEEN DIAGNOSED AS VICTIMS OF ALZHEIMER'S DISEASE OR RELATED DISORDERS PURSUANT TO POLICIES, STANDARDS, CRITERIA AND PROCEDURES ADOPTED UNDER AN AFFILIATION AGREEMENT WITH A REGIONAL ADA CENTER UNDER THIS ACT. (Section 3(c) of the

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Act.) {§§-Rev-§§-1985-eh-111-1/2-§§-6953(e)}-§§-6953(e)}

"Primary Investigator" means the person with prime responsibility for conducting a research project.

"Referral" means the process of linking persons who may be or who have been diagnosed as victims of Alzheimer's disease or related disorders with services in response to those needs.

"REGIONAL ALZHEIMER'S DISEASE ASSISTANCE CENTER" OR "REGIONAL ADA CENTER" MEANS A POST-SECONDARY HIGHER EDUCATIONAL INSTITUTION HAVING A MEDICAL SCHOOL IN AFFILIATION WITH A MEDICAL CENTER, AND DESIGNATED AS SUCH BY THE ILLINOIS DEPARTMENT OF PUBLIC HEALTH UNDER SECTION 4 OF THIS ACT. (Section 3(b) of the Act.) {§§-Rev-§§-1985-eh-111-1/2-§§-6953(f)}-§§-6953(f)}

"Research" means a scientific investigation into possible causes, locations, progression, treatment, care and cure of Alzheimer's disease and related disorders.

"Research Act" means the Alzheimer's Disease Research Act (111. Rev. Stat. 1985, ch. 111 1/2, par. 6901 et. seq.).

"Service Area" means a specific geographic area of Illinois served by an ADA network containing a Regional ADA Center.

"Social Services Agencies" or "social agencies" or "resource agencies" or "other public and private resources" means entities that provide direct support and help to persons who may be or who have been diagnosed as victims of Alzheimer's disease and related disorders and to their caregivers.

"Support Services" means both formal and informal resources that are available to the support system of caregivers, which includes family members, in order to meet the needs of AD RD victims, including nursing, adult day care, long term care, rehabilitation, mental health and social services.

"Training and Continuing Education" means all in-service training, staff development, refresher courses, workshops, conferences, institutes, telelectures and other educational methods used to assist health care professionals and caregivers in care and treatment of AD RD victims.

"Treatment" or "patient treatment" or "care and treatment" means everything that can be done to treat and support persons who may be or who have been diagnosed as victims of Alzheimer's disease and related disorders in order to improve the quality of life,

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including support for their family members.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.30 Incorporated Materials

a) The following materials are incorporated or referenced in this Part:

- 1) Illinois Alzheimer's Disease Assistance Act (Ill. Rev. Stat. 19857, ch. 111 1/2, par. 6951 et seq.) (See Section 710.20);
- 2) Alzheimer's Disease Research Act (Ill. Rev. Stat. 19857, ch. 111 1/2, par. 6901 et seq.) (See Section 710.20);
- 3) Freedom of Information rules (2 Ill. Adm. Code 1126) (See Section 710.40);
- 4) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100) (See Section 710.50);
- 5) Protection of Identity of Research Subjects (42 CFR 2.44(a)-(j), 2a.6(a)-(b), and 20.7(a)-(b)42-6FR-2; PAR-5-44-31-6a-B7-7a-B7) (See Section 710.230).

- b) All citations to federal regulation in this Part concern the specified regulations in the 19857 Code of Federal Regulations, unless another date is specified.
- c) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any additions or deletions subsequent to the date specified.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.40 Availability of Information

- a) All reports issued by the Department which are aggregated to make it impossible to identify any patient or reporting facility, including the ADA Plan, shall be made available to the public pursuant to the Department's Freedom of Information Rules (2 Ill. Adm. Code 1126) and the Freedom of Information Act (Ill. Rev. Stat. 19857, ch. 116, par. 201 et seq.).
- b) All requests from researchers for access to data must be submitted in writing to the Department. All such requests will be reviewed

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in accordance with the provisions in Sections 710.210 and 710.220 of this Part.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.50 Administrative Hearings

Departmental actions or decisions concerning the designation of Regional ADRO Centers, primary providers and the distribution of research grants under this Part and the Act can be contested in an administrative hearing. All administrative hearings shall be conducted in accordance with the Act and the Department's Rules of Practice and Procedures in Administrative Hearings (77 Ill. Adm. Code 100).

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

SUBPART B: REGIONAL ALZHEIMER'S DISEASE AND RELATED DISORDERS ASSISTANCE NETWORK

Section 710.100 Description of the Network and Regions

The purpose of the Act is to create a network of services for patients suffering from Alzheimer's disease and related disorders and to establish diagnostic and treatment centers for Alzheimer's disease and related disorders. At least one Regional ADA Center will serve the Chicago metropolitan and surrounding area, and at least one Regional ADA Center will serve the rest of the state. (See Section 710.100 Appendix A). These centers will be required to establish a network for the provision of services in their region. This network will consist of health services, mental health services, social services and primary providers accessible to patients and family members and will take advantage of community-based services that are already available and can be developed. The establishment of Alzheimer's disease and related disorders assistance network will facilitate development of a system for delivery and coordination of services to these patients and their families.

- a) An Alzheimer's disease assistance network is composed of three elements:

- 1) A Regional Alzheimer's Disease Assistance Center which enters into affiliation agreements with primary and other providers for the provision of services. The principle duties of the Centers will be diagnostic evaluation, treatment, referral and research.
- 2) Primary ADRO providers provide direct medical consultation, evaluation, referral and treatment.
- 3) Other public and private resources providing health, mental

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health, and social services, such as local physicians, nursing homes, home-care providers, self-help and support groups.

- b) The regions consist of the following Illinois Department of Public Health regions:

- 1) Chicago Region consists of Illinois Department of Public Health regions seven and eight which are the same as Illinois Department on Aging's Regions six, seven, eight and nine.
- 2) ADRD Downstate Region consists of Illinois Department of Public Health regions one, two, three, four, five and six which are the same as Illinois Department on Aging's Regions one, two, three, four, five, ten and eleven.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.110 Designation Criteria for Regional ADA Centers

In order to be considered for designation by the Department as a Regional ADA Center, an applicant must provide the following documentation and information:

- a) Certification of the applicant's status as a post-secondary higher educational institution having a medical school in affiliation with a medical center.
- b) Identification of a Regional Coordinator with responsibilities for monitoring all aspects of the Center's duties.
- c) A description of how the region will be served (complying with Section 710.100), shall include at a minimum:
 - 1) Specific geographic areas to be covered with specific services;
 - 2) Target populations to be served, including age groups by sex, race and population size.
- d) A description of the on-site comprehensive diagnosis and treatment facilities and services available through the applicant, shall include at a minimum identification of:
 - 1) Specific services which comply with the criteria as set forth in Sections 710.150 to 710.180.
 - 2) PROFESSIONAL MEDICAL STAFF SPECIALLY-TRAINED FOR DETECTION,

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DIAGNOSIS AND TREATMENT AVAILABLE TO AD VICTIMS AND FAMILIES:

- A) GERIATRIC MEDICINE (including Internal Medicine and Family Practice);

B) NEUROLOGY;

C) PSYCHIATRY;

D) PHARMACOLOGY.

- 3) SUPPORT STAFF TRAINED AS CAREGIVERS TO AD VICTIMS AND FAMILIES.

- 4) EQUIPMENT NECESSARY FOR DIAGNOSIS AND TREATMENT AVAILABLE TO AD VICTIMS AND FAMILIES.

- 5) WRITTEN PLANS FOR TRANSPORTATION SERVICES FOR OUTREACH, WHICH ASSURE ACCESS TO SERVICES FOR AD VICTIMS AND FAMILIES.

- 6) ANY ADDITIONAL SERVICES, EQUIPMENT, MEDICAL AND SUPPORT STAFF AVAILABLE TO AD VICTIMS AND FAMILIES.

- 7) MEDICAL AND FINANCIAL ELIGIBILITY FOR SERVICES AVAILABLE TO AD VICTIMS AND FAMILIES. (Section 4(e) of the Act.)

e) The identification of consultation and referral services available through the applicant to ADRD victims and their families, and for each service:

- 1) A description of procedures to assure informed consent for referral and disclosure of information.
- 2) Copies of consent forms available to ADRD victims and family members.
- 3) A description of procedures used by the applicant to assist ADRD victims and their families in obtaining support services through primary and other providers.

f) A description of research facilities and programs conducted by the applicant's faculty and students to discover the cause of, diagnosis, cure or treatment for Alzheimer's disease and related disorders, shall include at a minimum:

- 1) Research under the Research Act which complies with the criteria as set forth in Sections 710.210 and 710.220.

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- 2) Research group members and affiliations.
- 3) Copies of progress reports for ongoing research, including research objectives.
- 4) Current source and amount of funding for research programs.
- 5) Procedures and forms used to obtain patient consent to participate in research.
- 6) Any preliminary or final reports on results and conclusions.
- g) A listing of scientific and medical research programs concerning Alzheimer's disease and related disorders other than those identified in subsection (f) that are designed to qualify for Federal funds, and for each program:
 - 1) Principal investigator, research group members and affiliations.
 - 2) Copies of progress reports for ongoing research, including research objectives.
 - 3) Current source and amount of funding for research programs.
 - 4) Potential sources of Federal financial participation.
 - 5) Any preliminary or final reports on results and conclusions.

h) A description of centralized data collection, processing and storage facilities that will serve as a clearinghouse of information within the service area, shall include at a minimum identification of:

- 1) Automated equipment available for recording, updating and tracking information to assist Alzheimer's disease and related disorders victims, families, professionals and other providers.
- 2) Forms and procedures used to report and process information in the patients' medical records in relation to consultations, referrals and treatments by service providers within the Alzheimer's Disease Assistance network.
- 3) Telecommunications services available to ADRD victims, families, professionals and other providers.
- 4) Information summaries describing the purpose, nature and

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scope of clearinghouse services available to Alzheimer's disease and related disorders victims, families, professionals and other providers.

- 5) Current fact sheets and information packets developed in areas of interest to family members, professional and other providers.
- i) A description of training and continuing education programs provided or planned for personnel, caregivers, including family members, within service area, and for each program:
 - 1) Goals, objectives, activities and outcomes.
 - 2) Number of programs, participants and instructors.
 - 3) Curriculum materials, non-print media, audiovisual and electronic equipment.
 - 4) Evaluation forms and results.
- j) Plans for the identification of Primary Providers which will provide services throughout the region within the ADA network.
- k) Plans for the identification of other providers of service within the ADA network, and for each other provider of service that is identified:
 - 1) Copies of written plans for complying with minimum standards for referral, treatment and support services (as set forth in Sections 710.150 to 710.170710-140-10-710-160) adopted in conjunction with the applicant.
 - 2) Financial eligibility criteria for receiving services.
 - 3) Utilization reports on facilities and services available from other providers of service to ADRD victims and families within the area.
 - 4) Copies of reports on research and treatment.
- l) Written affiliation agreements with all identified and designated primary providers.
- m) A description of the procedures for recording and reporting research and treatment results from primary providers and other providers to the service providers within the network and to the Department.

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(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.120 Designation Procedures for Regional ADA Centers

- a) An applicant seeking designation as a Regional ADA Center must submit documentation and information in accordance with guidelines set forth in a Request for Proposals.
- b) The Department shall designate no more than one Regional ADA Center per region based upon the following criteria: degree of compliance with the provisions of the Act and this Part, and recommendations from the Alzheimer's Disease Advisory Committee.
- c) Specific information concerning the Request for Proposals can be obtained by contacting the Division of Chronic Diseases, Alzheimer's Program, Illinois Department of Public Health, 535 West Jefferson Street, Springfield, Illinois 62761.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.130 Designation Criteria for Primary Providers

In order to be considered for designation as a primary provider, an applicant must provide the following documentation and information:

- a) Documentation that the applicant meets the definition of primary provider. (See Section 710.20, Definitions.) ~~primary provider.~~
- b) Documentation of the applicant's actual or proposed affiliation with a Regional Alzheimer's Disease Assistance Center.
- c) A description of the proposed service area shall include at a minimum:
 - 1) Specific geographic areas to be covered with specific services;
 - 2) Target populations to be served, including age groups by sex, race and population size;
- d) A description of the specific services to be provided which comply with the criteria as set forth in Sections 710.160 to 710.180;
- e) A description of the professional medical staff, support staff and equipment to be provided;

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- f) Written plans for transportation services for outreach which assure access to services for AD RD victims and families.

- g) Copies of written plans for complying with minimum standards for referral, treatment and support services (as set forth in Sections 710.160 to 710.180);

- h) Financial eligibility criteria for receiving services;

- i) Utilization reports on facilities and services available from primary providers to AD RD patients and families within the service area; and

- j) Copies of reports on research and treatment.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.140 Designation Procedures for Primary Providers

An applicant may pursue designation as a primary provider through either of two methods:

- a) In cooperation with an applicant seeking designation as a Regional ADA Center. The applicant for Center designation would submit information and documentation related to the potential primary provider in accordance with the criteria set forth in Sections 710.100 (j) and 710.130.

- b) 1) All applicants which meet the definition of "Primary Providers" and provide the information required in Section 710.130 shall be designated by the Department.

- e) 2) Each Regional Center will certify an applicant's documentation and information for designation as a primary provider.

- b) By application to the Division of Chronic Diseases, Alzheimer's Program, 535 West Jefferson, Springfield, Illinois 62761, and in accordance with the criteria set forth in Section 710.130.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.210 Grants from the Alzheimer's Disease Research Fund

- a) The Department shall make grants from the Alzheimer's Disease Research Fund. These grants will take two forms: General Research Grants not to exceed \$20,000 and Early Researcher's Grants not to exceed \$30,000. The Department will fund General

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Research Grants on an annual basis. The maximum number of years of funding any one research project shall be two. A renewal application must be submitted for grants funded for two years.

- b) Applications shall be approved based upon the following criteria: degree of compliance with the Act and this Part, and recommendations from the Alzheimer's Disease Advisory Committee.
- c) The exact amount and number of grants will depend upon amount of funds appropriated to the Department and the number of applications received and approved.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)
Section 710.220 Funding Criteria for Grants from the Alzheimer's Disease Research Fund

In order to be considered for grant funding from the Alzheimer's Disease Research Fund, an applicant must provide the Department with the following documentation and information:

- a) For a Research Grant, certification that the applicant is one of the following:
- 1) a physicians licensed in Illinois to practice medicine in all of its branches;
 - 2) a licensed hospitals in Illinois;
 - 3) a licensed laboratories in Illinois;
 - 4) a post-Secondary Higher Educational Institutions in Illinois;
 - 5) any other medical professionals (e.g., nurses, therapists, etc.).
- b) For a Research Grant, an applicant shall submit the following documentation and information on research methodology:
- 1) A brief description of the specific problem to be studied and a brief overview of the proposed methodology;
 - 2) Any hypotheses to be tested;
 - 3) The experimental design and procedures to be used;
 - 4) The research timetable;

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- 5) Methods for collecting, analyzing and interpreting data;
- 6) Facilities, equipment and other resources to be used, along with methods of use;
- 7) A description of how the Research Grant would enable the applicant to pursue research that differs from any ongoing research by the applicant.
- 8) General background, experience and qualifications of the applying institution or individual(s);
- 9) A list of proposed personnel, both full-time and part-time, including curricula vitae of the principal researcher and other staff; and
- 10) Identification of the project's primary contact person.
- 11) Total budget for research project for which application is being made;
- 12) All proposed funding sources and amounts including this grant, other grants, institutional support, and other sources;
- 13) A line item budget for the funding period using a Budget Format provided by the Department; and
- 14) A proposed budget covering a two-year period beyond the period for which funding is being sought, if the applicant is pursuing or intends to pursue on-going research.

c) Criteria for Early Researcher's Grant,

1) Definition

- A) An early researcher is one who at the time of funding:
- i) has not been a primary investigator on any federally funded grant.
 - ii) is no more than three years past completion of specialty training.
- B) A researcher who applies for a multi-year project must meet criterion in subsection 710.220(c)(1)(A)(ii) only for the first year of the project.

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2) Responsibility

The design, organization, management and overall execution of the research must be carried out by the early researcher. Secretaries, technicians, statisticians, and the like may be used in an adjunct role, but specialized skills of the early researcher (e.g. clinical interviews, psychological tests, physical examination, complex laboratory studies) must be carried out by the early researcher.

3) Commitment

The early researcher must demonstrate by past achievements as well as future plans apart from the grant project that the person intends to commit a major part of the future to research in Alzheimer's Disease related areas.

4) Other Qualifications/Requirements for an Early Researcher's Grant;

- 1) A) Certification that the applicant has completed within the past three years or will be in his/her final year of higher education training during the grant period;
- 2) B) The criteria outlined in Section 710.220(b) (1) through (7);
- 3) C) The applicant's qualifications and experience and a brief overview of the applicant's career goals as they relate to Alzheimer's disease and related disorders research;
- 4) D) A proposed line item budget for the funding period using a Budget Format provided by the Department.
- 5) E) Three letters of recommendation, including one from the applicant's supervisor or academic advisor.

de) Funded applicants must comply with the following reporting procedures:

- 1) Submission to the Department of quarterly and yearly progress reports.
- 2) Submission of a project year narrative to the Department.

ef) Solicitation of Research Proposals

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Research proposals will be solicited in response to a Request for Proposals prepared and distributed by the Department.

f) Proposal Evaluation

Research proposals will be evaluated by a review panel selected from the Alzheimer's Disease Advisory Committee. The applications shall be evaluated and ranked according to degree of compliance with the Act and this Part.

(Source: Amended at 13 Ill. Reg. 16488, effective November 1, 1989)

Section 710.230 Criteria for Approval of Alzheimer's Disease Research Act Proposals Using Confidential Data

- a) All requests by researchers for confidential data must be submitted in writing to the Department. The request must include a study protocol which contains: objectives of the research; rationale for the research including scientific literature justifying current proposal; overall study methods, including copies of forms, questionnaires, and consent forms used to contact facilities, physicians or study subjects; methods for the processing of data; storage and security measures taken to ensure confidentiality of patient identifying information; time frame of the study; a description of the funding source of the study (e.g., federal contract); the curriculum vitae of the principal investigator and a list of collaborators. (42 CFR 2.64(a)-(j), 2a.6(a)-(b), and 20.7(a)-(b)) 42-CFR-27-pars. 11-3, 6a-b, 7a-b).
- b) All requests to conduct research and modifications to approved research involving the use of data which includes patient identifying information shall be subject to a standardized review. The Department will enter into contracts for research which require the release of patient identifying information when requests meet the following conditions:

- 1) The request for patient identifying information contains stated goals or objectives.
- 2) The request documents the feasibility of the study design in achieving the stated goals and objectives.
- 3) The request documents the need for the requested data to achieve the stated goals and objectives.
- 4) The requested data can be provided within the timeframe set forth in the request.

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- 5) The request documents that the researcher has qualifications relevant to the type of research being conducted.
 - 6) The research will not duplicate other research already underway using the same data.
 - 7) Other such conditions relevant to the need for the patient identifying information and the patient's confidentiality rights.
- c) The researcher shall include an assurance that use of data is restricted to the specifications of the protocol. Any departures from the approved protocol must be submitted in writing and approved by the Director prior to initiation. No patient identifying information may be released by a researcher to a third party.
- d) The Department, by signed and reciprocating agreement, may disclose individual patient information concerning residents of another state to the individual's state of residence only if the recipient of such information is legally required to hold such information in confidence and provides protection from disclosure of patient identifying information equivalent to the protection afforded by the Illinois law.
- e) The patient identifying information submitted to the Department by those entities required to submit information under the Act and this Part shall be privileged and confidential and shall not be available for disclosure, inspection or copying under the Freedom of Information Act (Ill. Rev. Stat. 1985, ch. 116, par. 201 et seq.) or the State Records Act (Ill. Rev. Stat. 1985, ch. 116, par. 43.4 et seq.). However, the prohibitions stated in this Section shall not apply to that information which is made available under Section 710.40 (a) and (b).
- f) The patient identifying information submitted to the Department by those entities required to submit information under the Act and this Part will be used in the course of medical study under the Article VIII, Part 21 of the Code of Civil Procedure ~~Section 8-2101 of the Code of Civil Procedure~~ (Ill. Rev. Stat. 1985, ch. 110, par. 8-2101 et seq.). Therefore, this information is privileged from disclosure by the Medical Studies Act.

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- | 1) The Heading of the Part: Joint Rules of the Board of Regents, The Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois, and the Board of Trustees of Southern Illinois University: Procurement and Bidding | 2) Code Citation: 44 Ill. Adm. Code 525 | 3) Section Numbers: Adopted Action: | 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, para. 132.1 et seq. | 5) Effective Date of Amendments: October 10, 1989 | 6) Does this rulemaking contain an automatic repeal date? No. |
|---|---|-------------------------------------|--|---|---|
| | 525.5 | Repealed | | | |
| | 525.10 | Amended | | | |
| | 525.20 | Amended | | | |
| | 525.50 | New | | | |
| | 525.60 | New | | | |
| | 525.70 | Renumbered and Amended | | | |
| | 525.100 | Amended | | | |
| | 525.110 | Amended | | | |
| | 525.200 | Renumbered | | | |
| | 525.300 | Amended | | | |
| | 525.310 | Repealed | | | |
| | 525.320 | Amended | | | |
| | 525.330 | Amended | | | |
| | 525.340 | Amended | | | |
| | 525.350 | Amended | | | |
| | 525.400 | Amended | | | |
| | 525.410 | Amended | | | |
| | 525.500 | Amended | | | |
| | 525.510 | Amended | | | |
| | 525.520 | Amended | | | |
| | 525.530 | Amended | | | |
| | 525.540 | New | | | |
| | 525.600 | Amended | | | |
| | 525.610 | Amended | | | |
| | 525.620 | Amended | | | |
| | 525.630 | Amended | | | |
| | 525.640 | Amended | | | |
| | 525.650 | Amended | | | |
| | 525.660 | Amended | | | |
| | 525.670 | Amended | | | |
| | 525.700 | Amended | | | |
| | 525.710 | Amended | | | |

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- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: October 10, 1989
- 9) Notice of Proposal Published in Illinois Register:
March 3, 1989, 13 Ill. Reg. 2709
- 10) Has JCAR issued a Statement of Objections to these amendments? No.
- 11) Difference between proposal and final version:
Pursuant to discussions with the Joint Committee:
- Section 525.20** modified by adding the definition for F.O.B.
- Section 525.60(d)** modified by adding "(For example a negotiated procurement is considered to be practicable when the purchasing official determines, based upon knowledge of market conditions, that the time and expense required to conduct such negotiations will be economically advantageous in terms of the expenditure of time and University resources.)"
- Section 525.70(a)** modified to state "exempted by the Act" rather than "exempted by law".
- Section 525.70(b)(1)** modified to state in part "...it will send out bid information to those persons who are on the appropriate bidders list and to any other persons identified to the purchasing official as a prospective bidder, except in the following cases,"
- Section 525.70(b)(1)(B)** modified by deleting proposed amendment, and **Section 525.70(b)(1)(C)** renumbered to **(b)(1)(B)**
- Former **Section 525.70(b)(1)(C)** now renumbered to **(b)(1)(B)** and modified to state "the Act" rather than "law".
- Section 525.70(b)(3)** modified to add the sentence: "For example, unusual circumstances are those that would prevent a bidder from hand carrying or mailing the original copy of the bid information in time for it to be received prior to the bid opening deadline."

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- Section 525.100(b)(1)** modified to state: An applicant will be required to provide information concerning its form of organization and bank references and may be required to provide sources of supply or other information to determine its responsibility and capability. When this information would be required would depend upon the type of contract and amount of information already available as to the capabilities and responsibility of the firm in question. The current Illinois Department of Human Rights (DHR) identification number is to be provided, as well as the Federal Employer Identification Number (FEIN).
- Section 525.100(b)(2)** modified to state in part: "...has a beneficial interest of more than 15%."
- Section 525.100(b)(13)** modified to state: "For example, one standard is the ability of the vendor to provide specified financial documents such as insurance, performance bond, and payment bond all in the full amount of the contract."
- Section 525.320(h)** clarified to state: Unless otherwise provided in the bid information, the price of each bid must be kept firm for at least 60 days after the bid opening date. A bidder may specify the price will remain firm for a longer period than required by the bid information or this rule. If the bidder has not specified an expiration date for the price, the price will continue to remain firm until the bidder gives notice of intent to terminate the price. After such notice the University will have 10 days to accept the bid at the original bid price.
- Section 525.320(k)** modified to include statement: "if the University is exempt from such taxes".
- Section 525.320(m)** modified by adding: m) the Equal Employment Opportunity Clause required by the Illinois Human Rights Department to be included in all public contracts.
- Section 525.330(d)** modified to add: "when time is of the essence" before the third sentence.
- Section 525.330(d)** modified to state: Modification of withdrawal of bids. A bidder may withdraw or modify if notice of the withdrawal or modification is received by the purchasing official before the latest time specified for receipt of bids. Any such modification or withdrawal, however, must be made by letter and received by the purchasing official prior to the scheduled bid opening. When time is of the essence, the purchasing official may agree to receive such modification or withdrawal by printed

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form conveyed electronically or by telephone. An originally signed written confirmation of the telephone or electronically conveyed modification or withdrawal shall be mailed or delivered by the bidder the same day. Withdrawal of bids after bid opening will not ordinarily be permitted; however, in those cases where, in the judgement of the University based on clear and demonstrable evidence, the bidder had made a bona fide error in the preparation of the bid and such error will result in a substantial loss to the bidder, an exception may be made.

Section 525.330(g) modified to state: "(such as the lowest priced responsive bid)."

Section 525.350(a) modified to state: "Samples may be required even if there is not such requirement in the bid information (e.g., if a particular bidder is offering a product with which the University is not familiar)."

Section 525.350(d)(2) modified by deleting "A certificate of insurance may be required."

Section 525.510(c)(3) modified by eliminating the phrase "and shall normally be obtained at the expense of the bidder" and state: "Such bond(s) shall be filed within a specified number of days."

Section 525.510(d)(7) modified to include: "Such contracts will be deemed beneficial to the University when necessary to the operational or academic or research needs of the University and only when economically procurable from the individual or firm in question." Also modified to restate the phrase "deemed beneficial to" rather than "deemed in the best interest of".

Sections 525.510(c)(2) and **525.510(f)** modified by removing the proposed "may be barred" language and returning the original "will be barred" language.

Section 525.540 modified to include a new last sentence to state: "The standards and circumstances which the University will use to negotiate a no charge change order are when prices, terms, or conditions from the low responsive and responsible bidder are better than those provided in the original bid, such as split deliveries, temporary storage of shipment, improved payment terms and change in delivery site."

Section 525.700(n) modified to state "the Act" rather than "law".

Section 525.720 returned to language which was previously adopted.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this amendment replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendments: The adopted amendments make additional changes, clarify existing procedures, conform the rules to changes in the applicable laws, and simplify the text of the Rules.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Name: Kenneth G. Kombrink
Address: 1 West Old State Capitol Plaza, Suite 200
Springfield, IL 62701-1276
Telephone: 217/782-3770

The full text of the Adopted Amendments begins on the next page:

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TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT AND
PROPERTY MANAGEMENT
SUBTITLE B: SUPPLEMENTAL PROCUREMENT RULES
CHAPTER II: BOARD OF REGENTS

PART 525

JOINT RULES OF THE BOARD OF REGENTS, THE BOARD OF GOVERNORS OF
STATE COLLEGES AND UNIVERSITIES, THE BOARD OF TRUSTEES OF
THE UNIVERSITY OF ILLINOIS, AND THE BOARD OF TRUSTEES OF
SOUTHERN ILLINOIS UNIVERSITY:
PROCUREMENT AND BIDDING

SUBPART A: PREAMBLE, AUTHORITY AND DEFINITIONS

Section
525.5
525.10
525.20

Preamble (Repealed)
Authority
Definitions

SUBPART B: METHODS OF PROCUREMENT

Section
525.50
525.60
525.20070

General
Procedures for Source Selection
How Bids are Solicited by the University

SUBPART BC: ELIGIBILITY TO BID

Section
525.100
525.110

Bidders List for Contracts Other Than Major Construction
Removal from Bidders List or Suspension

SUBPART C: SOLICITATION OF BIDS

Section
525.200

How Bids are Solicited by the University (Renumbered)

SUBPART D: SUBMISSION OF BIDS

Section
525.300
525.310
525.320
525.330
525.340
525.350

University Bid Form
Types of Bids (Repealed)
Contents of Bids
How to Submit Bids
Bid Security
Submission of Samples With-Bid

SUBPART E: HANDLING OF BIDS

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Handling of Sealed Bids
Handling of Open Bids

SUBPART F: AWARDING OF CONTRACTS

Section
525.400
525.410

Standards for Awarding Contracts
Rejection of Bids
Binding Contract with the University
Supplementary Purchases
Negotiation After Award

SUBPART G: PERFORMANCE BY SUCCESSFUL BIDDER

Section
525.600
525.610
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Performance and Payment Bond
Insurance Requirements
Deliveries Under the Contract
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SUBPART H: OTHER PROCEDURES

Section
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When This Procedure May Be Waived by Purchasing--Office of Bidding Not Required
Rights to Appeal Procedures for Appeal
Solicitations for Sale to the University

AUTHORITY: Implementing and authorized by the Illinois Purchasing Act (Ill. Rev. Stat. 1987, ch. 127, pars. 132.1 et seq.).

SOURCE: Filed June 10, 1975; amended at 7 Ill. Reg. 7100, effective June 1, 1983; codified at 8 Ill. Reg. 19827; amended at 13 Ill. Reg. 16510, effective October 10, 1989.

SUBPART A: PREAMBLE, AUTHORITY AND DEFINITIONS

Section 525.5 Preamble (Repealed)

at Purchases by the State Systems--Universities in Illinois are subject to the provisions of the Illinois Purchasing Act (Ill. Rev. Stat. 1981, ch. 127, pars. 132.1 et seq.) as amended; in addition, it is the practice of these Universities to buy on a competitive basis when

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practicable--from responsible suppliers irrespective of the amount to be expended--this part is applicable to and shall be followed by--all the State Systems Universities in Illinois:

b) With certain statutory exceptions, all purchases in excess of \$5000 are advertised in the official State newspaper and are awarded on the basis of sealed bids.

e) inquiries regarding the purchase of commodities--equipment--services and--major--construction--should--be directed to the designated campus officer as shown on the inside cover of this booklet.

(Source: Repealed at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.10 Authority

This part is issued promulgated by the following governing Boards of the State of Illinois: {The Board of Trustees of the University of Illinois, The Board of Trustees of Southern Illinois University, Board of Governors of State Colleges and Universities and Board of Regents of Regency Universities} (hereinafter sometimes referred to individually as "University" and collectively as "State Systems Universities") in accordance with the provisions of the Illinois Purchasing Act (the Act). (Ill. Rev. Stat. 1987, ch. 127, pars. 132.1 et seq.) The right is reserved by each governing Board to rescind or amend this part in whole or in part at any time without notice. No such rescission or amendment shall be effective, however, until it has been approved by the Department of Central Management Services and fitted with the Secretary of State. This Part may be amended in accordance with the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, pars. 1001 et seq.).

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.20 Definitions

Bid. "Bid" shall mean an offer to contract with the University.

Bid information. "Bid information" shall be the material supplied to prospective bidders by a University to enable them to bid on proposed purchases University contracts.

Bidder. "Bidder" means any person who submits a bid for a contract with the University.

Cash discount. "Cash discount" is a discount or an allowance deductible from the total amount of the invoice for payment within a specified number of days.

Contractor. "Contractor" shall mean a bidder whose bid has been accepted by the University.

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F.O.B. "F.O.B." shall mean free on board.

Person. "Person" means and includes any individual, firm, partnership, corporation, association or other entity.

Purchasing official. "Purchasing official" means the person or persons to whom the governing Board of the respective University has delegated the authority to take the action specified.

Quantity discount. "Quantity discount" is a discount allowed by the bidder for specified quantities of the item.

Trade discount. "Trade discount" is a special discount allowed by the bidder to special classes of purchases.

University. "University" shall mean a governing Board identified in Section 525.10, or its authorized representative, which issues bid information relating to a particular transaction.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

SUBPART B: METHODS OF PROCUREMENT

Section 525.50 General

The principles of competitive bidding and economical procurement practice shall apply to all purchases and contracts by or for the State Systems Universities in Illinois, except as otherwise provided by law or this Part.

(Source: Added at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.60 Procedures for Source Selection

a) Sealed Bids: Sealed bids will be requested if the proposed contract is estimated to be \$5,000 or more, except in those instances otherwise authorized by law or this Part. Sealed bids must be in writing and will be opened publicly on a designated day and hour, except as otherwise provided herein.

b) Open Bids: For contracts estimated to be less than \$5,000, or when otherwise authorized by law, open bids may be requested. Open bids shall be made by the bidder in the manner specified in the bid information.

c) Sealed Proposals: This method may be used when specifications do not provide a basis for an award based solely on price or when features are difficult to compare directly. Sealed proposals will be in writing and will be submitted in accordance with specified criteria

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and will be evaluated on the basis of such criteria considering price and other factors.

- d) Negotiation: When a bid or proposal is not required by the Act or this Part and when it is determined that a negotiated procurement is more practicable or will result in advantage to the University, negotiations may be conducted with one or more vendors. (For example, a negotiated procurement is considered to be practicable when the purchasing official determines based upon knowledge of market conditions, that the time and expense required to conduct such negotiations will be economically advantageous in terms of the expenditure of time and University resources.) Award will be made to the vendor best meeting the University's needs.

(Source: Added at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.20070 How Bids are Solicited by the University

- a) Newspaper advertisements. Except as otherwise provided in the Illinois Purchasing Act (330 ILCS 100/1-100/10), persons exempted by the Act, the University will advertise for bids when purchasing services, commodities or equipment with an estimated value of \$5,000 or more. The advertisement will give full details as to where additional information can be obtained and the time and place of the bid opening. The advertisement will appear in the official State newspaper, except that, in the case of repair and maintenance work estimated at less than \$10,000, the advertisement will appear in a local newspaper selected by the University purchasing official.

b) Bid information.

- 1) When the University intends to buy purchase services, commodities or equipment, it may will send out bid information to those persons who are on the appropriate bidders list and to any other persons identified to the purchasing official as a prospective bidder, except in the following cases.

- A) When the bidder does not sell the particular service, commodity or equipment.
 B) When bidding is not required the Act.
 2) The bid information will include:
 A) Specifications or descriptions.
 B) Quantity.
 C) Any installation, maintenance or repair service to be provided.
 D) Delivery requirements or date for completion of services.
 E) Any other terms and conditions which the University may require bidders to meet.
 3) Bid information normally will be mailed, except that, in unusual circumstances, it may be conveyed communicated by telegram or telephone or in electronically transmitted form. For example,

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unusual circumstances are those that would prevent a bidder from hand carrying or mailing the original copy of the bid information in time for it to be received prior to the bid opening deadline.

(Source: Renumbered from Section 525.200 and amended at 13 Ill. Reg. 16510, effective October 10, 1989)

SUBPART BC: ELIGIBILITY TO BID

Section 525.100 Bidders List for Contracts Other Than Major Construction

- a) How to apply to be placed on bidders list (other than major construction). Bidders lists are maintained for various service, commodity and equipment classifications. To have its name included on a bidders list, a person should submit a request to the purchasing official indicating the types of services, commodities or equipment on which it is interested in bidding.

- b) Application to be filled out.

- 1) Upon receipt of the request, the applicant will be provided an application asking for the required information concerning its form of organization and, bank references, and may be required to provide sources of supply or other information required to determine its responsibility and capability. When this information would be required would depend upon the type of contract and amount of information already available as to the capabilities and responsibility of the firm in question. The current pre-qualification of Illinois Department of Human Rights (DHR) identification number is to be provided, as well as the Federal Employer Identification Number (FEIN).

- 2) The applicant must disclose in its application the name of each individual having a beneficial interest of more than 1/2% in the bidding enterprise and each individual who, together with his spouse or minor children, has a beneficial interest of more than 15% in the bidding enterprise and, if the applicant is a corporation, the names of all its officers and directors. The applicant shall notify the University of any changes in its ownership or officers at the time the change occurs.

- c) Addition of name to list. If the application and financial statement of the applicant give sufficient evidence of the applicant's financial and business responsibility and if no reason is known to the University why the applicant would not be a responsible and qualified bidder, upon submission to the purchasing official of a completed application, the applicant's name will be placed on the active bidders list for the service, commodity or equipment classification requested. Bid information will be sent to those persons appearing on the bidders list. The sending of such information does not constitute a final or conclusive determination as to the responsibility and capability of such bidder. The bidder's qualifications and responsibility will be

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subject to continuous review.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

Section 525.110 Removal from Bidders List or Suspension

a) Removal from bidders list or suspension. The University may remove any bidder from a bidders list or suspend him the bidder from bidding for a specified period of time, not to exceed one year--for--violation of--this--Part--or--for--failure--to--conform--to--specifications--or--terms--of--delivery. The bidder will be given due notice of such removal or suspension action and the reasons therefore. Appeal procedures are specified in Section 525.710 of this Part.

b) Cause for removal or suspension. The following, without excluding others of like or different nature, shall be sufficient grounds for such removal or suspension:

- 1) Delivery of commodities, equipment or services which do not comply with the specifications.
 - 2) Failure to make delivery or to complete a construction project in the time specified in the contract or purchase order.
 - 3) Failure to keep offer firm for length of time specified.
 - 4) Failure to provide any required performance or payment bonds.
 - 5) Collusion with other bidders or prospective bidders.
 - 6) Bankruptcy or other evidence of lack of responsibility.
 - 7) Failure to perform in accordance with an award.
 - 8) Failure to make equitable adjustments or replacement of damaged goods.
 - 9) Failure to honor warranties and or guarantees.
 - 10) Giving false or misleading information.
 - 11) Any action constituting violation of State of Illinois or Federal laws or regulations, including noncompliance with the Illinois Fair-Employment-Practices Human Rights Act (Ill. Rev. Stat. 1987, ch. 68, pars. 1-101 et seq.) or with Wage-Rules-and-Regulations Department of Human Rights rules for Public Contracts (44 Ill. Adm Code 750).
 - 12) For three two consecutive failures to respond (either with a bid or an indication of "no bid") to bid information.
 - 13) Determination of insufficient financial capability to perform a contract or Any other facts causing substantial doubt as to whether the bidder can be relied upon to fulfill obligations under any contract awarded. For example, one standard is the ability of the vendor to provide specified financial documents such as insurance, performance bond, and payment bond all in the full amount of the contract.
 - 14) Any other violation of this Part.
- c) Reinstatement. After receipt of a notice of removal or suspension, a bidder may submit in writing an explanation of the circumstances which were the cause of the removal or suspension order--or--may--show and

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prove that such circumstances have been corrected. On the basis of such explanation--or--showing proof, the University may modify or rescind the order removal or suspension.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

SUBPART C--SOLICITATION-OF-BIDS

Section 525.200 How Bids are Solicited by the University (Renumbered)

(Source: Renumbered to Section 525.70 at 13 Ill. Reg. 16510, effective October 10, 1989.)

SUBPART D: SUBMISSION OF BIDS

Section 525.300 University Bid Form

- a) Uniformity. To provide uniformity of--method and to facilitate comparison of bids by the University, the bidders and interested members of the public, only bids submitted on the bid form specified by the University will be acceptable. Any--exception--must--have--prior approval. The University reserves the right to waive minor variances or irregularities.
- b) Use of typewritten or ink or--indelible--pencil. Every bid shall be typewritten or written in ink or--indelible--pencil. The bid must be signed by the person submitting the bid or his the person's duly authorized agent. The signature shall be in ink or--indelible--pencil, and the name and title of each person signing the bid shall be typed or printed below his the signature.
- c) Bids by telephone or in electronically transmitted form telegram. In unusual circumstances, the University may agree to receive bids by telephone or in electronically transmitted form telegram. Written confirmation of the bid shall be mailed or delivered by the bidder on the same day.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

Section 525.310 Types of Bids (Repealed)

- a) Sealed-bids--"Sealed" bids will be requested--if--it--is--estimated--that a--proposed order--will--total--\$57,000--or--more,--except--in--those--instances exempted--by--the--Illinois--Purchasing--Act--"Sealed" bids--must--be--in writing--and--will--be--opened--publicly--on--an--appointed--day--and--hour.
- b) Open-bids--"For--estimated orders--of--less--than--\$57,000--or--in--unusual circumstances--either--sealed--or--open--bids--may--be--requested--Open-bids shall--be--made--by--the--bidder--in--the--manner--requested--in--the--bid information."

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(Source: Repealed at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.320 Contents of Bids

- a) Specifications Completeness of Bids. The bid will include all matters required by the bid information. All appropriate blanks in the bid form must be completed by the bidder.
- b) Reference specifications. Any specifications or standards adopted by business, industry, not-for-profit organization, or governmental unit may be incorporated by reference.
- c) Brand name or equal. Specifications may refer to one or more brand name products followed by the words "or equal." "Or equal" submissions will not be rejected because of minor differences in design, construction, or features which do not affect the suitability of the product for its intended use. The burden of proof that the product is equal for the intended use is on the bidder.
- d) Brand name only. Brand name alone may be specified in order to fill medical prescription needs or to stock University retail-type operations.
- e) Items must be new and current. Unless otherwise specified, the items offered must all be new and the latest model, crop or manufacture.
- f) Bids on alternate items. When any bidder offers an alternate item for consideration, he the bidder will give complete specifications, name the brand and verify in writing demonstrate that the alternate item is equal. The University reserves the right to reject any alternate item which it determines is not equally in quality to the item suitable for the specified purpose. The burden of proof is on the bidder.
- g) Unit and total prices. The price for the units specified in the bid shall be clearly shown for each individual item. Only one unit price shall be quoted for each item. The total price for the quantity requested must also be shown. In the event of discrepancy, the unit price shall govern unless otherwise stated in the bid document.
- h) Acceptance of split award. The University makes every attempt to award orders on an overall low bid basis. However, the right is reserved to split the award if a split award is not acceptable to a bidder; it must be so stated in the bid.
- i) Period of firm bid. The price of each bid must be kept firm for at least 60 days after the latest time specified for submission of bids unless otherwise provided in the invitation to bid. If no period is indicated by the bidder in the bid, the price will be firm for 60 days and thereafter until written notice to the bidder is received from the bidder. Unless otherwise provided in the bid information, the price of each bid must be kept firm for at least 60 days after the bid opening date. A bidder may specify the price will remain firm for a longer period than required by the bid information or this rule. If the bidder has not specified an expiration date for the price, the price will continue to remain firm until the bidder gives notice of intent

to terminate the price. After such notice the University will have 10 days to accept the bid at the original bid price.

- g) Maintenance and repair service. If the bid information specifies that maintenance or repair service must be provided by the successful bidder, each bidder will specify in his bid whether the service will be provided by the bidder or through an arrangement with another identified person or firm.

- h) Taxes, licenses, assessments, and royalties.

i) The contractor shall pay all current and applicable City, County, State and Federal taxes, licenses or assessments, including Federal excise taxes, due on his work the performance of the contract, including, without thereby limiting the foregoing, those required by the Federal Insurance Contribution Act and the Federal and State Unemployment Tax Acts, together with all royalties due for any proprietary items. The contractor hereby accepts as exclusively liability for the payment of the taxes to the respective governments. In the event said taxes, licenses, assessments or royalties, or any part thereof, are in the first instance charged to the University, the contractor shall, upon timely demand of the University, pay the University the amount thereof, plus all penalties which may have accrued thereon.

- j) The contractor accepts exclusive liability for and shall pay all taxes, licenses, assessments or royalties levied, assessed or imposed upon or on account of the execution of the contract or on the materials therefor or on the manufacture, storage, sale, receipts from sale, transportation or delivery of the materials under any Federal, State or local law or laws.

- k) The University is exempted by Section 3 of the Use Tax Act (Ill. Rev. Stat. 1987, ch. 120, par. 439.3) from paying any of the taxes imposed by that Act, and sales to the University are exempt by Section 2 of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1987, ch. 120, par. 411) from any of the taxes imposed by that Act. The Department of Revenue of the State of Illinois under Rule No. 15, issued August 9, 1961, has declared that sales of materials to construction contractors for conversion into real estate for schools or charities are not taxable retail sales. The purchasing official will furnish the vendor with an exemption certification statement upon request.

- l) Federal Excise Tax. Bidders must not include in their prices any allowance for payment of Federal Excise Tax, as if the University is exempt from such taxes. If an order or contract is awarded for the sale purchase of an item that is subject to Federal Excise Tax, the University purchasing official will furnish the vendor with an exemption certificate upon request.

- m) State and Federal laws and University regulations. All bids and contracts are subject to this part and to applicable Federal laws and those of the State of Illinois, particularly the Illinois Purchasing Act, conflict of interest statutes, nondiscriminatory

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employment statutes and equal employment opportunity laws. A certification is required in certain instances, and the form of this certification may be provided in the bid form. (See also Ssubsection (fp) of this Section.)

- km) Equal employment opportunity. Busting the performance of an order--or contract--and--whether--or--not--Federal--funds--may--be--involved--the contractor--agrees--as--follows: A successful bidder awarded an order of contract agrees as follows. In the event of the contractor's non-compliance with the provisions of this Equal Employment Opportunity Clause, the Illinois Human Rights Act or the Rules and Regulations of the Illinois Department of Human Rights ("Department"). the contractor may be declared ineligible for future contracts or subcontracts with the State of Illinois or any of its political subdivisions or municipal corporations, and the contract may be cancelled or voided in whole or in part, and such other sanctions or penalties may be imposed or remedies invoked as provided by statute or regulation. During the performance of this contract, the contractor agrees as follows:

1) That it will not discriminate against any employee or applicant for employment because of race, color, religion, sex, marital status, national origin or ancestry, age, physical or mental handicap, unrelated to ability, or an unfavorable discharge from military service; and further that it will examine all job classifications to determine if minority persons or women are underutilized and will take appropriate affirmative action to rectify any such underutilization.

2) That, if it hires additional employees in order to perform this contract or any portion thereof, it will determine the availability (in accordance with the Department's Rules) of minorities and women in the area(s) from which it may reasonably recruit and it will hire for each job classification for which employees are hired in such a way that minorities and women are not underutilized.

3) That, in all solicitations or advertisements for employees placed by it or on its behalf, it will state that all applicants will be afforded equal opportunity without discrimination because of race, color, religion, sex, marital status, national origin or ancestry, age, physical or mental handicap unrelated to ability, or an unfavorable discharge from military service.

4) That it will send to each labor organization or representative of workers with which it has or is bound by a collective bargaining or other agreement or understanding, a notice advising such labor organization or representative of the contractor's obligations under the Illinois Human Rights Act and the Department's Rules. If any such labor organization or representative falls or refuses to cooperate with the contractor in its efforts to comply with such Act and Rules, the contractor will promptly so notify the Department and the contracting agency and will recruit employees from other sources when necessary to fulfill its obligations

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thereunder.

- 5) That it will submit reports as required by the Department's Rules, furnish all relevant information as may from time to time be requested by the Department or the contracting agency, and in all respects comply with the Illinois Human Rights Act and the Department's Rules.
- 6) That it will permit access to all relevant books, records, accounts and work sites by personnel of the contracting agency and the Department for purposes of investigation to ascertain compliance with the Illinois Human Rights Act and the Department's Rules.

7) That it will include verbatim or by reference the provisions of this clause in every subcontract it awards under which any portion of the contract obligations are undertaken or assumed, so that such provisions will be binding upon such subcontractor. In the same manner as with other provisions of this contract, the contractor will be liable for compliance with applicable provisions of this clause by such subcontractors; and further it will promptly notify the contracting agency and the Department in the event any subcontractor fails or refuses to comply therewith. In addition, the contractor will not utilize any subcontractor declared by the Illinois Human Rights Commission to be ineligible for contracts or subcontracts with the State of Illinois or any of its political subdivisions or municipal corporations.

++

A) In the event of the contractor's noncompliance with any provision of this Equal Employment Opportunity Act--the Clause, the Illinois Fair Employment Practices Act--or the Fair Employment Practices Commission's--(FEPCE)--Rules for Public Contracts, the contractor may be declared nonresponsible and, therefore, ineligible for future contracts or subcontracts with the State of Illinois or any of its political subdivisions or public or municipal corporations, and the contract may be cancelled or voided in whole or in part, and such other sanctions or penalties may be imposed or remedies invoked as provided by statute or regulations.

B) During the performance of this contract, the contractor agrees as follows:

- ++ That it will not discriminate against any employee or applicant for employment because of race, color, religion, sex, age, national origin or ancestry, and further, that it will examine all job classifications to determine if minority persons or women are underutilized and will take appropriate affirmative action to rectify any such underutilization.
- ++ That, if it hires additional employees in order to perform this contract or any portion hereof, it will determine the availability of minorities and women in the area(s) from which it may reasonably recruit and it will hire for each job classification for which employees are hired in such a way that minorities and women are not underutilized.

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Commission's Rules for Public Contracts) of minorities and women in the areas) from which it may reasonably recruit and it will hire for each job classification for which employees are hired in such a way that minorities and women are not underutilized.

iii) That in all solicitations or advertisements for employees placed by it or on its behalf, it will state that all applicants will be afforded equal opportunity without discrimination because of race, color, religion, sex, age, national origin or ancestry.

iv) That it will send to each labor organization or representative of workers with which it has or is bound by a collective bargaining or other agreement or understanding a notice advising such labor organization or representative of the contractor's obligations under the Illinois Fair Employment Practices Act and the Commission's Rules for Public Contracts. If any such labor organization or representative fails or refuses to cooperate with the contractor in its efforts to comply with such Act and Rules, the contractor will promptly so notify the Illinois Fair Employment Practices Commission and the contracting agency will recruit employees from other sources when necessary to fulfill its obligations thereunder.

v) That it will submit reports as required by the Illinois Fair Employment Practices Commission's Rules for Public Contracts, furnish all relevant information as may from time to time be requested by the Commission or the contracting agency and in all respects comply with the Illinois Fair Employment Practices Act and the Commission's Rules for Public Contracts.

vi) That it will permit access to all relevant books, records, accounts and work sites by personnel of the contracting agency and the Illinois Fair Employment Practices Commission for purposes of investigation to ascertain compliance with the Illinois Fair Employment Practices Act and the Commission's Rules for Public Contracts.

vii) That it will include verbatim or by reference the provisions of paragraphs (i) through (vii) of Section 525-330(k)(1)(B) in every performance subcontract as defined in Section 2-10 (b) of the Commission's Rule for Public Contracts so that such provisions will be binding upon every such subcontractor and that it will also so include the provisions of Section 525-330(k)(1)(B)(i)-(v)-(vi) and (vii) in every supply subcontract as defined in Section 2-10 (a) of

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the Commission's Rule for Public Contracts so that such provisions will be binding upon every such subcontractor in the same manner as with other provisions of this contract the contractor will be liable for compliance with applicable provisions of this clause by all its subcontractors and further, it will promptly notify the contracting agency and the Illinois Fair Employment Practices Commission in the event any subcontractor fails or refuses to comply therewith in addition no contractor will utilize any subcontractor declared by the Commission to be nonresponsible and therefore ineligible for contracts or subcontracts with the State of Illinois or any of its political subdivisions or municipal corporations.

2) The contractor will comply with all provisions of Federal Executive Order No. 11246 of September 24, 1965 as amended, and of the rules and relevant orders of the Secretary of Labor.

3) All contract specifications furnished by the University to bidders shall be deemed to contain the Equal Employment Opportunity Clause set forth in Article III, Section 3.1 of the Illinois Fair Employment Practices Commission Rules for Public Contracts and such clause shall be deemed included as a material term of any contract. The Equal Employment Opportunity Clause is published in full in this Part and may be incorporated by reference in the individual contract or contract specifications. By operation of this Part, the Equal Employment Opportunity Clause shall be deemed to be a part of every contract whether or not such contract is in writing and regardless of whether said clause is physically incorporated therein.

4) A written affirmative action plan designed to eliminate discrimination in employment over a stated minimum time period which is acceptable to the University and in accordance with all State and Federal laws and regulations will be required of contractors and subcontractors according to Federal Executive Order 11375, dated 1967.

5) All bidders on construction contracts subject to the competitive bidding requirements of the Illinois Purchasing Act shall complete and submit along with and as part of their bid a Bidder's Employee Utilization Form Construction (PEUC-2) setting forth a projection and breakdown of the total work force intended to be hired and/or allocated to such contract work by the bidder including a projection of minority and female employee utilization in all job classifications on the contract project. The University shall review the employee utilization form as provided in the PEUC Rules for Public Contracts.

1) Notice of requirement for certification of nonsegregated facilities. Bidders are cautioned as follows: By signing and submitting its bid, the bidder will be deemed to have signed and agreed to the following

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provisions--of--the--Certification--of--Nonsegregated--Facilities--and
certification--of--compliance--with--Title--IX--of--the--Education--Amendments
of--1972--(20--U.S.C.--1681--1682--1683--and--1685);

1) Certification--of--Nonsegregated--Facilities

The contractor certifies that he will comply with Title IX and he
does not maintain or provide for his employees any segregated
facilities at any of his establishments and that he does not
permit his employees to perform their services at any location
under his control where segregated facilities are maintained.
The contractor certifies further that he will not maintain or
provide for his employees any segregated facilities at any of his
establishments and that he will not permit his employees to
perform their services at any location under his control where
segregated facilities are maintained. The contractor agrees that
a breach of this certification is a violation of the Equal
Opportunity Clause in this contract. As used in this
certification the term "segregated facilities" means any waiting
rooms, work areas, rest rooms and wash rooms, restaurants and
other eating areas, time clocks, locker rooms and other storage
or dressing areas, parking lots, drinking fountains, recreation
or entertainment areas, transportation and housing facilities
provided for employees which are segregated on the basis of race
or color or national origin because of habit, local custom or
otherwise. The contractor agrees that (except where he has
obtained identical certifications from proposed subcontractors
for specific time periods) he will obtain identical certification
from proposed subcontractors prior to the award of subcontracts
and that he will retain such certifications in his files.

2) Certification of Compliance with Title IX

The contractor certifies that he will comply to the extent
applicable to him with Title IX of the Education Amendments of
1972 as amended and all applicable requirements imposed by or
pursuant to the Department of Regulation issued pursuant to Title
IX (46 CFR 66) as amended from time to time to the end that in
accordance with Title IX and Part 66 no person in the United
States shall on the basis of sex be excluded from participation
in or be denied the benefits of or otherwise be subjected to
discrimination under any education program or activity receiving
benefits from Federal financial assistance.

m) Compliance with laws, regulations, and labor and employment
provisions.

1) The contractor agrees to comply with all laws, statutes,
regulations, ordinances, ruling or enactments of any governmental
authority that are applicable to the work or which in any way
pertain to the project, including, without limiting the foregoing
thereto, the following statutes:

1A) An act "AN ACT to give preference in the construction of
public works projects and improvements to citizens of the
United States who have resided in Illinois for one year"

(Ill. Rev. Stat. 1981, ch. 48, pars. 269 et seq.) to 275,
both inclusive). This Act requires the employment of
Illinois laborers only on any public work project where
qualified Illinois laborers are available. The term
"laborers" is defined therein to include all labor, whether
skilled, semi-skilled or unskilled, and whether manual or
nonmanual, and Illinois laborers as laborers who are
citizens of the United States and who have resided in
Illinois at least one year directly preceding this
employment. An exception to the above requirement is
permitted by the statute in that the contractor may place
on such work not to exceed three of his regularly employed
nonresident executive and technical experts.

2B) An act "AN ACT to give preference to veterans of the United
States military and naval service in appointments and
employment upon public works by, or for the use of the State
or its political subdivisions" (Ill. Rev. Stat. 1981, ch.
126 1/2, pars. 23 et seq.). This Act requires that
preference in employment on public works be given to qualified
veterans of wartime military or naval service who were
honorably discharged therefrom, including persons on
inactive or reserve duty who are residents of the district
where the work is to be done. It is not required that
nonresident veterans be given preference over nonveteran
residents.

3E) An act "AN ACT to prohibit discrimination and intimidation on
account of race, creed, color, sex, religion, physical or
mental handicap unrelated to ability, or national origin in
employment under contracts for public buildings or public
works" (Ill. Rev. Stat. 1981, ch. 29, pars. 17 et seq. 7
both inclusive). This Act requires that no person may be
refused or denied employment or discriminated against in
contracts for public works because of race or color and that
no contractor, subcontractor or person on behalf of either
shall discriminate against or intimidate any employee hired
for public work for such reason and provides penalties and
recoveries for violation of its provisions.

4B) An act "AN ACT regulating wages of laborers, mechanics and
other workers employed in any public works by the State,
county, city or any public body or any political subdivision
or by anyone under contract for public works" (Ill. Rev.
Stat. 1981, ch. 48, pars. 398-1 et seq. through 398-13 both
inclusive). This Act requires that wages not less than the
general prevailing rate of hourly wages for work of a
similar character in the locality in which the work is
performed and not less than the general prevailing rates of
hourly wages for legal holiday and overtime work in the
locality shall be paid to all laborers, workmen and
mechanics employed on the work (a determination of the

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prevailing rates for all crafts is on file with the Director of Labor in Springfield, Illinois, and in Chicago). It is further required by the Act and by these general conditions that the contractor and each of his subcontractors shall keep or cause to be kept an accurate record showing the names and occupation of all laborers, workmen and mechanics employed by them in connection with the work and showing also the actual hourly wages paid to each of such workers, which record shall be open at all reasonable hours to the inspection of the owner, its officers and agents and to the Director of the Department of Labor of the State of Illinois and his deputies and agents.

B) "An Act to promote the public health, welfare and safety of the People of the State of Illinois by reducing denial of equality of employment opportunity because of race, sex, color, religion, national origin or ancestry; to create a Fair Employment Practices Commission; to define its functions, powers and duties; to provide for enforcement of its orders and to make an appropriation in connection therewith" (Ill. Rev. Stat. 1981, ch. 48, par. 651 through 667, both inclusive). This Act requires that every contract to which the State or any of its political subdivisions or any municipal corporation is a party shall be conditioned upon the requirement that the supplier of materials or services and the contractor and his subcontractors and all labor organizations furnishing skilled, unskilled and craft union skilled labor or who may perform any such labor or service as the case may be, shall not commit an unfair employment practice in this State as defined in said Act.

P) Williams-Steiger Occupational Safety and Health Act (OSHA) of 1970 (84 Stat. 1593, 1600, 29 U.S.C. 651-657) Chapter XVII of Title 29 of the Code of Federal Regulations as promulgated under it applies to employers, meaning any person hiring others engaged in a business affecting commerce, excluded are the United States and any state or political subdivision of a state until such time as a state statute effects the enforcement of such Act. (Ill. Rev. Stat. 1981, ch. 48, par. 137-1 et seq.) and (Ill. Rev. Stat. 1981, ch. 48, par. 59-1 et seq.).

2) The above explanation of these Acts are much condensed and not intended to be a complete detailed account of all duties imposed thereby upon the contractor. Contractor agrees to and shall comply with all of the provisions of the above Act whether herein set forth or not as well as with the provisions of all other applicable legislation and regulations promulgated thereunder and especially agrees to keep the records described in Subsection (B) above and pay the prevailing rate of hourly wages as required.

no) Compromise with "Anti-Kickback" Statute. Federally financed

Purchases. For projects purchases financed in whole or in part by United States Government funds, the contractor and each of his subcontractors shall comply with the following statutes (and with regulations issued pursuant thereto, which are incorporated herein by reference):

1) 18 U.S.C. 874: Prohibition of "Kickback from public works employees. Whoever by force, intimidation, or threat of procuring disservice from employment, or by any other manner whatsoever induces any person employed in the construction prosecution completion or repair of any public building, public work, or building or work financed in whole or in part by loans or grants from the United States, to give up any part of the compensation to which he is entitled under his contract of employment, shall be fined not more than \$5,000 or imprisoned not more than five years, or both."

2) 40 U.S.C. 276(c): Requiring filing of weekly statements of wages paid. "The Secretary of Labor shall make reasonable regulations for contractors and subcontractors engaged in the construction prosecution completion or repair of public buildings, public works or buildings or works financed in whole or in part by loans or grants from the United States, including a provision that each contractor and subcontractor shall furnish weekly a statement with respect to wages paid each employee during the preceding week. 18 U.S.C. 1801 shall apply to such statements."

3) By signing and submitting its bid, the bidder will be deemed to have signed and agreed to the provisions of the Certification of Nonsegregated Facilities, and certification of compliance with Title IX of the Education Amendments of 1972 (20 U.S.C. 1681, 1682, 1683, and 1685).

o) Compliance with Copeland Regulations 29 CFR 3. For projects financed in whole or in part with Federal funds, the contractor agrees to comply with Copeland Regulations (29 CFR 3) of the Secretary of Labor, which are incorporated herein by reference. Section 402 of the Vietnam Era Veterans Readjustment Assistance Act of 1974 requiring affirmative action to employ and advance in employment qualified disabled veterans and veterans of the Vietnam Era (38 U.S.C. 2012).

6) Section 503 of the Rehabilitation Act of 1973 requiring affirmative action to employ and advance in employment qualified handicapped individuals (29 U.S.C. 793).

7) Federal Executive Orders 11246 and 11375 requiring affirmative action and equal opportunity in employment for all persons without regard to race, color, religion, sex or national origin.

P) Policy relating to the employment and treatment of handicapped persons, disabled veterans, and veterans of the Vietnam Era:

i) For projects financed in whole or in part by Federal funds, the contractor agrees in order to provide special emphasis to the employment of qualified disabled veterans and veterans of the Vietnam Era, that all suitable employment openings of the

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contractor which exist at the time of the execution of this contract and those which occur during the performance of the contract shall be offered for listing at an appropriate local office of state employment service system wherein the opening occurs and provide such report to such local office regarding employment openings and hires as may be required.

- 2) Section 482 of the Vietnam Era Veterans Readjustment Assistance Act of 1974, and Section 503 of the Rehabilitation Act of 1973 direct that policy with regard to employment and treatment on the job of handicapped persons, disabled veterans, and veterans of the Vietnam Era shall appear in "Policy Manuals" of the contractor. The principles of Equal Employment Opportunity must be part of the general policy of the contractor. Unless otherwise provided by law, employees are to be selected and treated during employment without regard to political affiliation, relationship by blood or marriage, age, sex, race, creed, or national origin, handicap, or status as a disabled veteran or veteran of the Vietnam Era.

qp) Provisions required by law deemed inserted. Each and every provision of law and clause required by law to be inserted in any order or contract shall be deemed to be inserted therein; and the order or contract shall be read and enforced as though it were included therein; and if, through mistake or otherwise, any such provision is not inserted or is not correctly inserted, then upon the application of either party the contract shall forthwith be physically amended to make such insertion or correction.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.330 How to Submit Bids

- a) Special envelope for sealed bids. A special envelope will be furnished for return of a sealed bid. The envelope containing the bid will show the following information on the outside:
- 1) Address to which the bid is to be mailed or delivered.
 - 2) Date and time of the bid opening.
 - 3) Requisition or bid number or other project identification.
 - 4) Firm name and address of bidder.
- b) Where to submit bids. All bids must be submitted to the office at the address specified in the bid documents information.
- c) When to submit bids. Bid information will state the place, date and hour of opening of bids and the latest date for submission receipt of bids by the purchasing official.
- d) Modification or withdrawal of bids. A bidder may withdraw or modify a bid if notice of the withdrawal or change modification is received by the University purchasing official before the latest time specified for submission receipt of bids. Any such change modification or withdrawal, however, must be made by letter or telegram and must be

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physically received by the Purchasing official prior to the scheduled bid opening. When time is of the essence, the purchasing official may agree to receive modifications or withdrawals by printed form conveyed electronically or by telephone. An originally signed written confirmation of the telephone or electronically conveyed modification or withdrawal shall be mailed or delivered by the bidder on the same day. Withdrawal of bids after bid opening will not ordinarily be permitted; however, in those cases where, in the judgment of the University based on clear and demonstrable evidence, the bidder has made a bona fide error in the preparation of the bid and such error will result in a substantial loss to the bidder, an exception may be made.

- e) Late bids. No bids received after the time specified in the bid information will be considered. It is the bidder's responsibility to see that the bid is delivered at the time and place specified. All bids received after the specified time are will be marked "Received too late for consideration", signed by the University purchasing official and returned unopened.

f) Prequalification Eligibility of bidders. No person shall be eligible to bid on a contract of more than \$5,000 or more unless such person, at least three days prior to bid opening, has complied with the rules of the Illinois Department of Human Rights concerning eligibility of bidders.

- 1) has prequalified with the State of Illinois as to his equal employment opportunity responsibility and is not subject to a current order of noncompliance or

2) has pending before the State of Illinois a current application for such prequalification consisting of a sworn Employer Report Form Prequalification which has not been denied by the Commission;

- g) Bid reservations. The University reserves the right to reject any or all bids or any part thereof, to waive informalities and to accept the bids deemed most favorable to be in the best interest of the University (such as the lowest priced responsive bid).

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.340 Bid Security

- a) Bid deposit. The bid information may require each bidder to file a bid deposit, the amount of which will not ordinarily exceed 5% of the bid amount, in the form of a certified check, bank draft or cashier's check, made payable to the governing Board of the University. A bid bond will be acceptable in lieu of the foregoing, if so specified in the bid information.
- b) Retention or use of bid deposit. The bid deposit will be considered as security for full performance of all obligations imposed on the bidder, under the law and this part, including the obligation to keep

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the price or bid firm for as long a period as specified in the bid information, and the obligation to file a performance and/or payment bonds, if required, when a contract is awarded. If the bidder fails to perform any such obligations, the University will negotiate his the bid deposit and retain from the proceeds thereof an amount sufficient to compensate it for damages suffered. The University may retain the bid deposit as liquidated damages if the bid information so specifies.

c) Disposition of bid deposit. If a bidder is not one of the three lowest qualified bidders, his the bid deposit is will be returned to him the bidder as soon as possible is practicable after the bid opening. The three lowest qualified bidders' deposits are will be returned as soon as possible after the contract is awarded or, if a performance and/or payment bonds should-be is required, as soon as the successful bidder has filed an acceptable bond.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.350 Submission of Samples With-Bid

a) How to submit samples. Any samples called for in the bid information should be addressed and submitted as instructed. Each sample must be labeled clearly with the bidder's name, address, bid information number and a brief description of the contents. Samples may be required even if there is no such requirement in the bid information (e.g. if a particular bidder is offering a product with which the University is not familiar). All transportation, packing and crating charges must be paid by the bidder, except where otherwise stated in the bid information.

b) Representative sample. All samples submitted must be representative of the commodities or equipment which will be delivered if a contract is awarded. Samples submitted by successful bidders will be retained for use in checking items delivered under the contract, but the submission of samples shall not limit the right of the University to insist that commodities or equipment delivered must also meet the specifications of the bid information.

c) Disposition of samples. Unless otherwise specified in the bid information, no payment will be made for samples. However, samples not destroyed by examination or testing will be returned to bidders (if so requested when samples are submitted by marking sample "please return sample"), at the bidder's expense.

d) Liability for samples and demonstration equipment.

1) The University shall not be held liable for other commodity samples or demonstration equipment requested-by-or-offered-to University--employees. Acceptance Receipt of commodities or demonstration equipment for tests and evaluation purposes shall not affect the University's right to evaluate other bid proposals or to award a purchase order or contract to another bidder.

2) When demonstration equipment is being delivered to or installed

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on University premises, the contractor shall maintain adequate workmen's compensation insurance and liability coverage for personal injury or property damage which shall be subject to approval by the University.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

SUBPART E: HANDLING OF BIDS

Section 525.400 Handling of Sealed Bids

a) Formal bid opening. All sealed bids will be opened, the bids read aloud and names of the bidders recorded at the place and time specified. The bid opening will be conducted by the Purchasing official or his designated representatives.

b) Bidders may be present. The bidder or his-delegated representative or any other interested party may be present at any bid opening.

c) Bid speaks for itself. If the person reading the bid makes an error, the figure given in the bid shall govern.

d) Recording of bids. When all bids have been opened or and read, the persons conducting the bid opening will sign the following certification: "I/We hereby certify that the bids submitted by the bidders whose names are recorded above were opened, read and recorded at the place and time specified in the bid information."

e) Prompt tabulation and award. All sealed bids are tabulated for comparison and awards made as soon as is practicable after the opening and recording of the bids.

f) Public record of sealed bids. The record of bidders' names prepared at the bid opening and all the bids and tabulation sheets will be kept in the office of the appropriate Purchasing official for a period of not less than two years after the award is made and will be available for inspection at reasonable hours by any interested person.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.410 Handling of Open Bids

Open bids will be examined and the award made as soon as is practicable after the time specified for submission of the bids. All bids and tabulation sheets (if any) will be kept in the office of the appropriate Purchasing Official at least two years after the award is made and will be available for inspection at reasonable hours by any interested person.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

SUBPART F: AWARING OF CONTRACTS

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Section 525.500 Standards for Awarding Contracts

- a) Lowest and best bid. The awards will be made to the lowest bidder, considering price, responsibility and capability of bidder, availability of funds and all other relevant factors, provided the bid meets the specifications and other requirements of the bid information. The standards followed in determining which is the lowest and best bid are outlined below.
- b) Cash discounts. In determining the lowest bid, cash discounts, when stated separately, will be taken into account, unless stated otherwise in the bid solicitation form information.
- c) Trade and quantity discounts. Trade and quantity discounts may be indicated, but should always be deducted by the bidder in calculating the unit price quoted.
- d) Illinois sales, service and use tax. Bidder should not include Retailer's Occupation Tax, Use Tax or Federal Tax in his bid quotation. Receipts from sales to the University are normally exempt from these taxes.
- e) Unit price governs. In case of a mistake in the extension of a price, the unit price will govern unless otherwise stated in the bid information.
- f) Awards of any or all items. An award may be made to the lowest aggregate bidder for all items or on an individual item basis unless otherwise stated in the bid information. If a split award is not acceptable to a bidder, it must be so stated in the bid.
- g) Costs. Projected delivery, installation, and operational costs of equipment may be considered.
- h) Conditions and Guarantees and warranties. Conditions and terms of Manufacturer's Guarantees may be included. Terms and conditions of bidders' and manufacturers' guarantees and warranties will be considered in the evaluation of bids.
- i) Fair Trade Act. Sales to the University are exempt from the provisions of the Illinois Antitrust Act (Ill. Rev. Stat. 1981, Ch. 307, Pars. 60-1 et seq.).
- j) Trademarks and brands. Section 190 of the Illinois Statutes entitled "Protection of Trademarks and Brands" (Ill. Rev. Stat. Ch. 121-172, Pars. 100-191, both inclusive) is extracted and reproduced for the information and guidance of all bidders. The provision of this Act shall not apply to any contract or agreement relating to any commodity which may be sold or offered for sale to the State of Illinois or to any of its administrative agencies or political subdivisions or to any municipality or to any free public library in this State. A college university or school library in this State.
- k) Repair and service requirements. The bidder's or manufacturer's ability to meet specified repair and service requirements may be used in evaluating bids.
- l) Tie bids. If two or more bids meeting the specifications and other requirements of the bid information are tied for low price, the bids

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will be treated as follows:

- 1) If there is a significant difference in the responsibility of the bidders (including ability to deliver in the quantity and at the time required), the award will be made to the bidder who is deemed to be the most responsible.
- 2) If there is no significant difference in the responsibility of the bidders, but there is a difference in the quality of the commodities or services offered, the bid offering the best quality or services will be accepted.
- 3) If there is no significant difference in the responsibility of the bidders and no difference in the quality of the items and service offered, the bid offering the earliest delivery time will be accepted in any case in which the bid information specified that the needs of the University require as early delivery as possible. In all other cases, delivery time will not be considered in making awards so long as the bidder states he will deliver will occur not later than the time specified in the bid information as the latest acceptable delivery time.
- 4) If everything all else is equal, preference will be given to the Illinois bidders resident bidders, as defined in subsection (k) below. The term "Illinois bidders" includes individual bidders who reside or are authorized to do business in Illinois, corporations organized under the laws of Illinois, and corporations organized in other states but authorized to transact business in Illinois. Preference among resident bidders may also be given in such cases to Illinois the resident bidders offering commodities or equipment grown or produced in Illinois.
- 5) If the bids quoting the same price are equal in every respect, the award may be split or made by lot.

mk) Resident bidder.

- 1) When a public contract is to be awarded to the lowest responsible bidder, a resident bidder must be allowed a preference as against a nonresident bidder from any state which gives or requires a preference to bidders from that state. The preference is to be equal to the preference given or required by the state of the nonresident bidder.
- 2) "Resident bidder" means a person authorized to transact business in this State and having a bona fide establishment for transacting business within this State at which it was actually transacting business on the date when any bid for a public contract is first advertised or announced, including a foreign corporation duly authorized to transact business in this State which has a bona fide establishment for transacting business within this State at which it was actually transacting business on the date when any bid for a public contract is first advertised or announced.
- 3) This statement Subsections (1) and (2) above does not apply to any contract for any project for which Federal funds are available for expenditure when such paragraphs may be in conflict

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with Federal law or Federal regulation (Section 6-of-the-~~Illinois~~ ~~Purchasing-Act~~-as-amended).

n1) Ownership. The bidder for a contract involving an expenditure of \$5,000 or more shall file or have on file with the University a disclosure statement naming each individual having a beneficial interest of more than 7 1/2% in the bidding enterprise and each individual who, together with his spouse or minor children, has a beneficial interest of more than 15% in the bidding enterprise and, if the bidder is a corporation, the names of all of its officers and directors, in compliance with Section 6-17 of the ~~Illinois--Purchasing Act~~, as amended.

em) Contract renewal option. Certain bids may be solicited and contracts issued with renewal clauses to bind the contractor to a renewal period at the sole option of the University. In such cases, bidders will be asked to bid a firm price to be applicable during the renewal period, if the University chooses to renew, or, in the alternative, to bid prices geared to pertinent commodity price indexes to be applicable in renewal periods, if the University chooses to renew. In all cases where the renewal option is involved, the University's specifications bid information will state that it the University reserves the right to renew the contract, if awarded, in accord with prices (firm or geared to pertinent price indexes) included in bids received and that renewal on such terms is at its sole option.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

Section 525.510 Rejection of Bids

a) Nonresponsive bids. Any bid which does not meet the requirements of the bid information or does not comply with this Part may be rejected.
b) Alterations and erasures. Bids containing any material alteration or erasure may be rejected, unless the change is initiated by the bidder.
c) Responsibility of the bidder.

1) The University purchasing official may at any time make a supplementary investigation as to the responsibility or qualification of any bidder, even though the bidder is on a bidders list. This may include investigation of financial responsibility, insurability, effective equal opportunity compliance, capacity to produce or sources of supply, performance record in the business or industry, ability to provide required maintenance service and other matters relating to the bidder's probable ability to deliver in the quality, quantity and within the time required under the contract, if it is awarded to him the bidder. The University purchasing official may require the submission of written statements from the bidder or other persons concerning any such matters.

2) If the University concludes that a particular bidder appears not to be sufficiently responsible to assure adequate performance on

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a contract, the bid will be rejected.

3) If, in the judgment of the University, there is some question about the responsibility of the low bidder but the University would be adequately protected by the filing of a performance or payment bonds or both (or the deposit of a certified or cashier's check, if approved by the University) as security for performance, it may require the low bidder to file such a bonds (or deposit such a check), even though not required by the bid information, and, upon the filing of the bond (or deposit of the check), may make the award. Such bond(s) shall be filed within a specified number of days.

d) Conflicts of interest. Any bid, the acceptance of which would result in any of the following prohibited types of contracts, will be subject to rejection.

1) It is unlawful for any member of the General Assembly to be interested, directly or indirectly, in any State contract authorized by any law (including any appropriations statute) passed during the term for which he the member was elected, provided, however, that any contract made prior to his the member's election and completed within six months after he the member takes office is valid.

2) The laws of the State of Illinois provided that no elective State officer or member of the General Assembly or any person employed in any of the offices of the State Government or the wife, husband or minor child of any such person shall have, acquire, obtain or hold any contract which will be wholly or partly satisfied by the payment of funds appropriated by the General Assembly of the State of Illinois, nor shall any such person have, acquire, obtain or hold any direct pecuniary interest in any such contract.

3) In addition, the laws of the State of Illinois provide that it is unlawful for any firm, partnership, association or corporation from which any such person as described in Subsection (2) above shall be entitled by contract, stock ownership or otherwise to receive more than 7 1/2 percent of the total distributable income thereof, to have, acquire, obtain or hold any such contract or direct pecuniary interest therein.

4) In addition, the laws of the State of Illinois provide that it shall be unlawful for any firm, partnership, association or corporation from which any such person as described in Subsection (2) above, together with his or her wife or husband or minor child or children, or any of them shall by contract, stock ownership or otherwise be entitled to receive, in the aggregate, more than 15 percent of the total distributable income thereof, to have, acquire, obtain or hold any such contract or direct pecuniary interest therein.

5) The laws of the State of Illinois provide that no member of the University's governing Board shall be directly or indirectly interested in any contract to be made by said Board for any

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- purposes whatsoever.
- 6) No contract will be awarded to a University officer or employee or ~~or--the-spouse-thereof~~ or to a firm, partnership, association or corporation the owner or principal owners or major officers or primary employees of which are officers or employees of the University ~~or-are-the-spouses-of-officers--or--employees--of--the~~ University, unless such purchase or contract is deemed essential to University operations and is approved by the President of the University (or designee) and such approval is filed with the purchase order or contract.
 - 7) No contract will be awarded to a member of the immediate family of an officer or employee of the University or to a firm, partnership, association or corporation the owner or principal owners or major officers or primary employees of which are members of the immediate family of officers or employees of the University, unless such purchase or contract is deemed beneficial to University operations and is approved by the President of the University (or designee) and such approval is filed with the purchase order or contract. Such contracts will be deemed beneficial to the University when necessary to the operational or academic or research needs of the University and only when economically procurable from the individual or firm in question.
 - e) Attempt to influence award.
 - 1) No person on a bidders list or who submits a bid shall give or offer to give, directly or indirectly, any money, article or other valuable consideration to any officer or employee of the University for the purpose of influencing said officer or employee of the University.
 - 2) If any person makes or offers to make a gift such as prohibited by this subsection (1) above, all bids submitted by him the bidder will be rejected, and the bidder will be barred from further bidding for a period of time fixed by the University, not to exceed one year.
 - f) Collusive bids. If, in the judgment of the University, there is reasonable ground to believe that there is an agreement among bidders, or between them and prospective bidders, to restrain the bidding by establishing a fixed price or any other means, the bids will be rejected, and the bidder and prospective bidders will be barred from further bidding for a period of time not to exceed one year.
 - g) Identical bids. Two or more identical bids or indications of collusion in bidding shall be reported to the ~~appropriate-State-and~~ Federal-agencies Illinois Attorney General.
 - h) Rejection of all bids. The University may reject all bids, and a notice shall be sent to all bidders by means of resolicitation of bids or to low bidder if there is to be no rebidding.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

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Section 525.520 Binding Contract with the University

- a) Purchase order. After the lowest and best acceptable bid has been determined, accepted by the University, the purchasing official will send the successful bidder a purchase order or a formal contract accepting his bid or both.
- b) Binding on bidder.
 - 1) The University's acceptance of a bidder's offer will create a binding contract covering the following:
 - A) All the specifications, terms and conditions in the bid information.
 - B) The provisions of this Part.
 - C) The bidder's price and terms of payment.
 - 2) The successful bidder must perform in accordance with contract so made, or he the bidder will be liable to the University for any damages.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.530 Supplementary Purchases

Conditions on which permitted.

- a) When the University issues an award after following the above bidding procedure, it may, at any time within sixty ninety days thereafter, issue a-second additional purchase orders or contracts to the same contractor or an amendments to the original purchase order or contract for an additional quantity at the same unit price and on the same terms and conditions, if:
 - 1) The contractor indicates that the additional purchase orders or contracts will be accepted if issued.
 - 2) The market price of the commodities, services or equipment in question has not gone down since the first original purchase.
 - 3) The amount of the second-or additional purchases is not of such magnitude as to constitute a substantial or material variation of from the first purchase order or original contract.
- b) Notwithstanding the above, no amount of funds, in addition to those provided for in a contract for repairs, maintenance, remodeling, renovation or construction, may be obligated or expended unless the additional work to be performed or materials to be furnished are germane to the original contract. Even if germane to the original contract, no additional expenditures or obligations may, in their total combined amount, be in excess of the percentages of the original contract amount as provided in Section 9.02 of the Illinois Purchasing Act, as amended, unless they have received the prior written approval of the Capital Development Board.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

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Section 525.540 Negotiation After Award

The University may negotiate a no charge change order with the successful bidder incorporating terms better than originally bid. The standards and circumstances which the University will use to negotiate a no charge change order are when prices, terms or conditions from the low responsive and responsible bidder are better than those provided in the original bid, such as split deliveries, temporary storage of shipment, improved payment terms and change in delivery site.

(Source: Added at 13 Ill. Reg. 16510, effective October 10, 1989)

SUBPART G: PERFORMANCE BY SUCCESSFUL BIDDER

Section 525.600 Performance and Payment Bond

a) May be required. The University shall have the right to require that the successful bidder file a Performance Bond or and Payment Bond or both in a designated amount and written by a surety company acceptable to the University. It may be required that the bonds be filed within a specified number of days after the award is made, or the contract shall be cancelled and the contractor shall be liable for any damages. Bond costs shall be borne by the successful bidder, unless otherwise stated in the bid solicitation-form information.

b) Amount. Such Performance and Payment Bonds may be required in any amount up to 100% of the amount of the contract, depending upon the nature of the transaction.

c) Surety required. In addition to signing the bonds as principal, the successful bidder must have the bonds signed by a surety company having a rating acceptable to the Purchasing-Official University, and authorized to do business in the State of Illinois. If the surety on writing the bonds has its authority to do business in this State revoked or if for any reason it withdraws from doing business in this State, the bidder must promptly obtain another-surety-on-the-bond furnish substitute bond(s) written by a surety acceptable to the University.

d) Condition of bond. The Any such bond shall be conditioned on full performance of all obligations imposed on the bidder by the contract with the University. If The bond(s) shall provide that, if the bidder fails to perform any of such obligations the University may recover from the bidder and the surety (or either of them) any and all damages suffered because of the breach of contract or failure to performance in accordance with the terms of the contract.

e) Source of supply may also be required to file bonds. If the bidder does not have a stock of the commodity or equipment in question in the amount asked-for required nor facilities to produce the item in such amount, the University may, in addition, require the bidder to have

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the source of supply file furnish a Performance and or Payment Bond, or both with-qualified written by a surety acceptable to the University, conditioned on such source supplying the bidder as stated required in the bid.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.610 Insurance Requirements

Contractors making deliveries on the premises of the University may be required to furnish Certificates of Insurance showing policy numbers and coverage dates for Workers' Compensation, General Liability and Automobile Liability Coverages. Contractors furnishing labor and material at any campus site will be required to submit Certificates of Insurance showing policy numbers and coverage dates for General Liability and Contractual Liability holding the University harmless, as well as proof of Workers' Compensation and Automobile Liability Coverages. Liability limits will be specified in the bid information. Insurance companies providing coverage must have a rating acceptable to the Purchasing-Official University.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.620 Deliveries Under the Contract

a) After award of order. Deliveries shall be made in accordance with the written order of the University or as stated in a the contract at the times and places and in the amounts specified in the bid information and in such order for delivery. Acceptance Receipt of any early or late deliveries shall not constitute a waiver of any of the rights of the University under the contract. Deliveries in-advance-of before or after the specified date may be made only with the prior approval of the University purchasing official. The University purchasing official may reject unapproved early or late deliveries.

b) Delivery point. All deliveries shall be made to the point or points specified in the bid information, purchase order or contract and shall be F.O.B. delivered unless otherwise specified in the bid information. If--no-point-is--specified--the-contractor-shall-request-instruction from-the-University-prior-to-delivery.

c) Supporting data. Pertinent data shall be included with all shipments to insure proper identification, receipt, handling, inspection, installation and use of the commodity or equipment.

d) Routing of shipments. The University purchasing official reserves the right to route all shipments contracted-on-an-F.O.B.---shipping--point basis.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

NOTICE OF ADOPTED AMENDMENT(S)

Section 525.630 Inspection

- a) All deliveries subject to inspection. Any commodities or equipment that fails to perform in any respect, including failure
- 1) to meet the specifications,
 - 2) to conform to the vendor's samples or
 - 3) to be in good condition when delivered,
- will be subject to rejection.
- b) Notice to contractor. Notice of any such rejection based on defects that should be disclosed by ordinary methods of inspection will be given to the contractor within a reasonable time after delivery of the item. Notice of latent defects which would make the items unsuitable for the purpose for which they are required may be given by the University purchasing official within a reasonable time after discovery.
- c) Contractor must remove rejected items. The contractor may be required to remove immediately, at its own expense, any items rejected by the University. If the contractor fails to remove the items, the University, at its option, may remove and store the items at contractor's expense or may sell them and remit the proceeds of the sale (less any expenses incurred as a result of default) to the contractor.
- d) Inspection at source. In some cases, the University may require that the contractor permit preliminary inspection of the commodities or equipment at the factory, plant or other establishment where they are produced or grown.
- e) Other rights of University. Nothing contained herein shall be construed to limit in any way rights the University may have under any law, including the Uniform Commercial Code (Ill. Rev. Stat. 1983, ch. 26, pars. 1-10, et seq.), applicable to any transaction covered by this Part.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.640 Assignments by Successful Bidder

Contract nonassignable without approval. Because the responsibility of the individual bidder is an essential element of his the contract with the University, a person to whom such a contract has been awarded may not assign his any interest in the contract, or any funds becoming due to him thereunder, without the prior consent in writing of from the University. Any purported assignment without prior written consent shall be null and void.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.650 Cancellation of Contract by the University and Compensation

NOTICE OF ADOPTED AMENDMENT(S)

for Damages

- a) Cancellation for breach of contract. In any of the following cases, the University shall have the right to cancel any contract entered into under this Part without prejudice to any other right or remedy the University may have:
- 1) If the successful bidder fails, within a the time specified, to sign a contract or to furnish required performance or other bonds.
 - 2) If the contractor fails to make delivery at the place or within the time specified.
 - 3) If any commodity or equipment delivered under the contract is rejected, even though the contractor offers to replace the items promptly.
 - 4) If the contractor is guilty of misrepresentation.
 - 5) If the contractor should be is adjudged bankrupt, or if it should makes a general assignment for the benefit of creditors, or if a receiver should be is appointed on account of its insolvency.
 - 6) or if it should the contractor refuses or should fails, except in cases for which an extension of time is provided, to supply enough properly skilled workmen or proper materials.
 - 7) or if it should the contractor fails to make prompt payment to subcontractors or for material or labor.
 - 8) or if it the contractor violates any provision of the contract, purchase order or this Part.
 - 69) If the contract was obtained by fraud, collusion, conspiracy or other unlawful means.
 - 710) If the contract conflicts with any statutory or constitutional provision of the State of Illinois or of the United States.
- b) Withholding monies to compensate University for damages. If there is a breach of contract or if a contract is cancelled, the University may deduct from a bid deposit or from whatever is owed the contractor on that or any other contract an amount sufficient to compensate the University for any damages suffered by it because of the contractor's breach of contract or other failure on its part, without prejudice to any other right or remedy the University may have.
- c) Damages. The damages for which the University may be compensated as provided in paragraph subsection (b) above or by a suit on the contractor's performance bond or by other legal remedy shall include among others:
- 1) The additional cost of commodities or equipment bought elsewhere.
 - 2) The additional cost of completing the work called for under the contract.
 - 3) Cost of repeating the bidding procedure.
 - 4) Any expenses incurred because of delay in receipt of commodities or equipment, or any expenses incurred because of delays in completion of construction, renovation or rehabilitation work.
 - 5) Any other damages caused by the breach of contract or other

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failure by the contractor including but not limited to loss of income and consequential damages.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.660 Submission--of--Invoice-Vouchers--for--Purchases Billing Procedures

- a) invoice-voucher--form--furnished--by--University--in--connection--with purchases Billing Documents. To bill the University in connection with a purchase, the contractor may be required to fill out the University's invoice-voucher form provided by the University. At the time the contractor delivers the commodities or equipment, the contractor should submit copies as directed on the invoice-voucher. The contractor will receive a copy for his files as indicated on the invoice-voucher. Otherwise, the contractor should submit invoices as specified on the purchase order or contract.
- b) Detailed description of commodities or equipment. The invoice or invoice-voucher should give a complete and detailed description of the commodities or equipment delivered.
- c) Partial payments. If more than one shipment is required under a purchase order or agreement contract, the University may, but shall not be required to, make partial payment of the contract price as it receives the contractor's invoice or invoice-vouchers relating to the separate deliveries.
- d) Computation of cash discounts. If the contractor allows a cash discount, the period of time in which the University must make payment to qualify for the discounts will be computed from the date the University
 - 1) receives the invoice or invoice-voucher (correctly filled out) or
 - 2) receives and accepts the commodities or equipment, whichever is later. In addition, if any commodity or equipment is rejected, all time from mailing of the notice of rejection to the acceptance of items delivered shall be excluded from the discount period.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989)

Section 525.670 Construction Contracts

- a) General procedures.
 - 1) In the case of contracts for construction of buildings or for other construction work in or about buildings or grounds where the entire estimated cost of such work exceeds \$25,000 [or such larger amount as may be specified by law], all prospective bidders, as well as architects and engineers employed in connection with such projects, shall be prequalified to determine

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their responsibility. If the total estimated cost of such work is \$100,000.00 or more, separate specifications will be prepared for all equipment, labor and materials in connection with the following four five subdivisions of work to be performed:

- A) Plumbing.
- B) Heating, piping, refrigeration and automatic temperature control systems, including the testing and balancing of such systems.
- C) Ventilating and distribution systems for conditioned air, including the testing and balancing of such systems.
- D) Electrical wiring.
- E) General Contract Work

- 2) Those specifications will be drawn so as to permit separate and independent bidding upon each of the above four five subdivisions of work. All contracts awarded for any part thereof shall award the five four subdivisions of such work separately to responsible and reliable persons, firms or corporations engaged in these classes of work. Such contracts, at the discretion of the awarding authority University, may be assigned to the successful bidder on the general contract work or to the successful bidder on the subdivision of work designated by the University prior to bidding as the prime subdivision of work, with the provision that all payments will be made directly to the contractors for the four five subdivisions of such work upon compliance with the conditions of the contract. Any contract may be let for one or more buildings in any project to the same contractor. Specifications shall require, however, that unless the buildings are identical, a separate price shall be submitted for each building. The contract may be awarded to the lowest responsible bidder for each or all of the buildings included in the specifications.

- b) Request for payment form furnished by University. To bill the University for remodeling, renovation or construction work done, the contractor must fill out the University Request for Payment form, when required.
- c) Certification by licensed architect or engineer. Any contract or remodeling, renovation or construction involving an expenditure in excess of \$5,000 shall be subject to the supervision of a licensed architect or engineer, and no payment shall be paid for such remodeling, renovation or construction unless the voucher for such work is accompanied by a written certificate of such licensed architect or engineer that the payment represents work satisfactorily completed, or labor, or materials incorporated in or stored at the site of such work.
- d) Periodic payments. When provided in the contract, periodic payments can be made during the course of such work upon a certificate of a licensed architect or engineer, indicating the proportionate amount of the total work completed satisfactorily.
- e) Retained percentage. When periodic payments are made, the University

NOTICE OF ADOPTED AMENDMENT(S)

shall retain a fixed percentage, specified in the contract, to insure faithful completion of the contract.

- f) Improvements to leased real estate. The procedures set forth in this Part shall apply, as appropriate, to contracts for improvements to real estate leased to the University.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

SUBPART H: OTHER PROCEDURES

Section 525.700 When--This--Procedure--may--be--Waived-by-Purchasing-Official Bidding Not Required

Exemptions: In the following cases, the University may issue a purchase order directly without following the procedure described above relating to bids, advertisements for bids and invitation to bid:

- a) Where the goods or services to be procured are economically procurable from only one source, such as contracts for local exchange telephone service, electrical energy and other public utility services, books, pamphlets and periodicals and specially designed business and research equipment and related supplies. Such items are examples of single source items and are not intended to be an exhaustive listing.
- b) Where the services required are for professional or artistic skills.
- c) In emergencies involving public health, public safety, or where immediate expenditure is necessary for repairs to University property in order to protect against further loss of or damage to University property, to prevent or minimize serious disruption in University services or to insure the integrity of University records.
- d) In case of expenditures for personal services paid to employees or offices of a state agency.
- e) Contracts for repairs, maintenance, remodeling, renovation or construction of a single project involving an expenditure not to exceed \$10,000 and not involving a change or increase in the size, type or extent of an existing facility, provided that, where an expenditure of more than \$5,000 but not exceeding \$10,000 is involved, the work shall be advertised for bids in a local newspaper in an effort to obtain competitive bids based on a standard specification acceptable to the University; such contract shall be awarded to the lowest responsible bidder considering conformity with specifications, terms of delivery, quality and serviceability.
- f) Contracts for repairs, maintenance or any other services not specifically exempt from bidding where expenditures for such services do not exceed \$5,000 for the same type of service at the same location for the University during any fiscal year, provided that, where a University occupies more than one location within any single county, the \$5,000 limitation shall apply in the aggregate to all locations within such county.
- g) Purchase of office--supplies--materials, commodities and equipment

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- where individual orders are less than \$5,000.
- h) Where a contract for maintenance, or servicing of, or provision of repair parts for equipment is made with the manufacturer or authorized service agent of that equipment and where such maintenance and, servicing or provision of parts can best be performed by the manufacturer or authorized services agent, or such contract would otherwise be advantageous to the State; but this exemption does not apply to the four following five subdivisions of work applicable to construction contracts estimated at more than \$25,000, viz.: plumbing--heating--refrigeration--and--automatic--temperature--control systems--ventilating--and--distribution systems--for--conditioned--air--and electrical--wiring listed in Section 525.670 of this Part.

- i) Where the goods or services are procured from another governmental agency. (This allows procurement from federal, state and local governmental units.)
- j) Purchases and contracts for the use, purchase, delivery, movement or installation of data processing equipment and data-processing systems software or services and telecommunications and interconnect equipment, software and services.
- k) Any contract for duplicating machines and supplies.
- l) Any contract for the purchase of natural gas when the cost is less than that offered by a public utility.
- m) Where court order or federal law, regulation or procurement practices prohibits or effectively prevents acquisition of the goods or services by bidding.
- kn) Other procedures may be followed circumstances where permitted by--law the Act.
- o) Where the products and services are procured from any qualified not-for-profit agency for the severely handicapped which complies with Illinois laws governing private not-for-profit organizations,
- 1) is certified as a sheltered workshop by the Wage and Hour Division of the United States Department of Labor and
 - 2) meets the Illinois Department of Rehabilitation Services just standards for rehabilitation facilities.
- p) Purchases of and contracts for office equipment and associated supplies when such contracts provide for prices that are equal to or lower than Federal General Services Administration contracts and when such contracts or pricing result in economical advantage to the University.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

Section 525.710 Rights-to Procedures for Appeal

A decision of a Purchasing Official shall be final unless a subsequent written appeal is made promptly. Any decision rendered by a Purchasing Official pursuant to this Part may be appealed by filing a written statement

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setting forth all the facts and circumstances together with the basis for making such appeal with the chief business officer at each the University.

(Source: Amended at 13 Ill. Reg. 16510, effective October 10, 1989.)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Application
- 2) Code Citation: 89 Ill. Adm. Code 557
- 3) Section Numbers: 557.10
Adopted Action: amendment
- 4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1988 Supp., ch.23, pars. 3434(a), (b), and (k))
- 5) Effective Date of Rule(s) (Amendments, Repealer): October 10, 1989
- 6) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 3, 1989
- 9) Notice of Proposal Published in Illinois Register:
April 28, 1989, 13 Ill. Reg. 5914
(issue date)
- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:
 - A) Statement of Objection: (issue date), Ill. Reg. _____
 - B) Agency Response: (issue date), Ill. Reg. _____
 - C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference(s) between proposal and final version: No differences.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary.

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

13) Will this rule replace an Emergency Rule(s) currently in effect? No

14) Are there any amendments pending on this Part: No

Section Numbers Proposed Action Illinois Register Citation

15) Summary and Purpose of Rule(s): This amendment was adopted to comply with an agreement made with the Joint Committee on Administrative Rules to more accurately define "client" for this Part.

16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

The full text of Adopted Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES

SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 557

APPLICATION

Section

557.10 General Applicability

557.20 Geographical Client Assignment

557.30 Application Required

557.40 Who May Sign

AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1988 Supp., ch. 23, pars. 3434(a),(b), and (k)).

SOURCE: Adopted at 9 Ill. Reg. 8755, effective June 10, 1985; amended at 11 Ill. Reg. 820, effective December 23, 1986; amended at 11 Reg. 15220, effective August 31, 1987; amended at 12 Ill. Reg. 12099, effective July 7, 1988; amended at 13 Ill. Reg. 16552, effective October 10, 1989.

Section 557.10 General Applicability

a) Rules contained within this Part are applicable to all Department of Rehabilitation Services' (DORS) Vocational Rehabilitation (VR) clients.

b) The term "client" means:

- 1) any person who is an applicant for services from DORS, or person receiving any services from DORS,
- 2) parent(s) of a minor,
- 3) guardian or legal custodian of the client, or
- 4) the representative of the client, as authorized in writing by the client.

(Source: Amended at 13 Ill. Reg. 16552, effective October 10, 1989)

ILLINOIS REGISTER

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Disposition of Application
- 2) Code Citation: 89-Ill. Adm. Code 693
- 3) Section Numbers: 693.200
Adopted Action: amendment
- 4) Statutory Authority: Implementing and authorized by Section 3(g) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1988 Supp., ch. 23, par. 3434(g))
- 5) Effective Date of Rule(s) (Amendments, Repealer): October 10, 1
- 6) Does this rulemaking contain an automatic repeal date?
— Yes X No
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 3, 1989
- 9) Notice of Proposal Published in Illinois Register:
June 2, 1989, 13 Ill. Reg. 8384
(issue date)

- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:

A) Statement of Objection: (issue date), Ill. Reg. _____

B) Agency Response: (issue date), Ill. Reg. _____

C) Date Agency Response Submitted for Approval to JCAR:

- 11) Difference(s) between proposal and final version: The authority note was updated to cite the 1988 supplement to the Illinois Revised Statutes.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes

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16556

89

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

- 13) Will this rule replace an Emergency Rule(s) currently in effect? No
- 14) Are there any amendments pending on this Part: No
- Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): Section 693.200 was amended to specify the official notification of eligibility, which is provided to the client.
- 16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

The full text of Adopted Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER d: HOME SERVICES PROGRAM

PART 693
DISPOSITION OF APPLICATION

Section

693.100 Eligibility Determination Time Frames

693.200 Notification of Eligibility Determination

693.300 Client Role in Eligibility Determination Process

AUTHORITY: Implementing and authorized by section 3(g) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1988 Supp., ch. 23, par. 3434(g)).

SOURCE: Adopted and codified at 7 Ill. Reg. 31, p. 8844, effective July 18, 1983; amended at 8 Ill. Reg. 15621 effective August 17, 1984; amended at 13 Ill. Reg. 16555, effective Oct. 10, 1989.

Section 693.200 Notification of Eligibility Determination

Written notification of the eligibility determination A copy of the signed Service Plan (IL 488-1049), the official notification of eligibility, shall be mailed or otherwise provided to the client within 60 calendar days following the date of application. This 60 day time limit may be extended, by any delay caused by the client or third party, up to 105 days from the date of application. Clients found ineligible will be apprised of their appeal rights in this notice.

(Source: Amended at 13 Ill. Reg. 16555, effective Oct. 10, 1989)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Tools, Equipment, Supplies and Initial Stock

2) Code Citation: 89 Ill. Adm. Code 597

3) Section Numbers: 597.150
Adopted Action: amendment

4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 3434(a), (b), and (k)).

5) Effective Date of Rule(s) (Amendments, Repealer): October 10, 1989

6) Does this rulemaking contain an automatic repeal date?
___ Yes ___ No

7) Does this rule (amendment, repealer) contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: October 3, 1989

9) Notice of Proposal Published in Illinois Register:

May 12, 1989, 13 Ill. Reg. 7212
(issue date)

10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:

A) Statement of Objection: (issue date), Ill. Reg. _____

B) Agency Response: (issue date), Ill. Reg. _____

C) Date Agency Response Submitted for Approval to JCAR:

11) Difference(s) between proposal and final version: "(see Ill. Adm. Code 597.20 and 597.300)" was changed to "(see Sections 597.200 and 597.300)"

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary.

- 13) Will this rule replace an Emergency Rule(s) currently in effect? No

- 14) Are there any amendments pending on this Part: No

- Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): This amendment has been adopted to comply with an agreement made with the Joint Committee on Administrative Rules to change the citation in Section 597.150 from Ill. Adm. Code 597.20 to Ill. Adm. Code 597.200.

- 16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

The full text of Adopted Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

- TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 597

TOOLS, EQUIPMENT, SUPPLIES AND INITIAL STOCK

- Section
597.10 General Applicability
597.15 Purchase of Tools, Equipment, and Stock
597.20 Tools, Equipment, Supplies and Initial Stock
597.100 Services not Available
597.150 Vendor Requirements
597.200 Adaptive Equipment for Vehicles
597.300 Home Modifications
597.310 Written Agreements for Home Modifications
597.320 Capital Development Board Specifications
597.330 Electronic Equipment
597.400 Responsibility for Sales Tax and Interest/Service Charges
597.410 Bidding Requirements
- AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 23, pars. 3434(a),(b), and (k)).
- SOURCE: Adopted at 9 Ill. Reg. 8843, effective June 10, 1985; amended at 10 Ill. Reg. 10749, effective June 4, 1986; amended at 11 Ill. Reg. 4320, effective March 2, 1987; amended at 11 Ill. Reg. 15229, effective August 31, 1987; amended at 11 Ill. Reg. 19133, effective November 9, 1987; amended at 13 Ill. Reg. 1568, effective January 23, 1989; amended at 13 Ill. Reg. 16558, effective October 10, 1989.

Section 597.150 Vendor Requirements

Vendors providing van, auto, or home modification (see 89 Ill. Adm. Code Sections 597.200 and 597.300) for DORS' clients must provide DORS with a certificate of insurance verifying liability coverage although no specific dollar amount of coverage is required.

(Source: Amended at 13 Ill. Reg. 16558 effective October 10, 1989.)

NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: Joint Rules of the Board of Regents, The Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois, and the Board of Trustees of Southern Illinois University: Procurement and Bidding

2) Code Citation: 44 Ill. Adm. Code 540

3) Section Numbers: Adopted Action:

NOT APPLICABLE NOT APPLICABLE

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, para. 132.1 et seq.

5) Effective Date of Amendments: October 10, 1989

6) Does this rulemaking contain an automatic repeal date? No

7) Does this amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: October 10, 1989

9) Notice of Proposal Published in Illinois Register:

March 3, 1989,, 13 Ill. Reg. 2764

10) Has JCAR issued a Statement of Objections to these amendments? No

11) Difference between proposal and final version: Not Applicable

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Amendments: The adopted amendments make additional changes, clarify existing procedures, conform the rules to changes in the applicable laws, and simplify the text of the Rules.

16) Information and questions regarding this adopted amendment shall be directed to:

Name: C. Richard Gruny
Board Legal Counsel
Address: Southern Illinois University
Colyer Hall
Carbondale, IL 62901-6801
Telephone: 618/536-3331

NOTICE OF ADOPTED AMENDMENTS

The full text of Adopted Amendments appears in 44 Ill. Adm. Code 525 which is in this issue of the Register on page 16515.

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Standards of Service for Electric Utilities
- 2) Code Citation: 83 Ill. Adm. Code 410
- 3) Section Numbers:
410.360
Emergency Action:
Amendment
- 4) Statutory Authority: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).

- 5) Effective Date of Amendment: October 10, 1989
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: October 4, 1989
- 8) Reason for Emergency: With the statutory expiration of the Illinois Residential Affordable Payment Program ("IRAPP") the General Assembly passed the Energy Assistance Act of 1989 (P.A. 86-127, effective August 2, 1989) to provide a continuing program to assure that all citizens receive essential levels of heat and electric service regardless of economic circumstances. The Department of Commerce and Community Affairs has primary responsibility for the administration of this new program. The new program will go into effect on November 1, 1989. It is necessary to amend Part 410 by emergency action to require utility bills issued on or after November 1, 1989 to include the information relevant to the program that starts November 1, 1989. The amendment also deletes that information pertaining to IRAPP that is no longer relevant. The information added by the emergency amendment details the obligations of the participants in the new program.

- 9) A Complete Description of the Subjects and Issues Involved: 83 Ill. Adm. Code 410, "Standards of Service for Electric Utilities," contains the Commission's rules for the information that must be provided to electric utility customers on bills. Section 410.360 specifies the information that must be provided to low-income customers par-

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

ticipating in the Illinois Residential Affordable Payment Program ("IRAPP"). Through the operation of Section 4.1(3) of the Energy Assistance Act, added by the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989), no assistance shall be provided pursuant to the Energy Assistance Act after October 31, 1989. Under the Act, a new energy assistance program administered by the Department of Commerce and Community Affairs ("Department") is to be in operation by November 1, 1989. The Department's program has two classes of participants, the AFDC participants and the Block Grant participants, (the current IRAPP participants). This division corresponds to the requirements of Section 6 of the Act.

With the creation of the new program, it is necessary to amend Section 410.360 to reflect the new information which must be given in the bills issued to the participants in the Department's program. In order for the information to be available to the program participants, it is necessary that bills issued on or after November 1, 1989, contain the information on the participant's obligations in order to remain on the program. The information currently required for IRAPP will be inapplicable to the new program administered by the Department.

- 10) Are there any proposed amendments to this Part pending?
No.
- 11) Statement of Statewide Policy Objectives: The proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.
- 12) Information and questions regarding this amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706
(217)785-8439

The full text of the emergency amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION
NOTICE OF EMERGENCY AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER c: ELECTRIC UTILITIES

PART 410
STANDARDS OF SERVICE FOR ELECTRIC UTILITIES

SUBPART A: GENERAL

Section	
410.10	Authorization
410.20	Applications
410.30	Exemptions or Deviations in Particular Cases
410.40	Saving Clause

SUBPART B: STANDARDS OF SERVICE

Section	
410.110	Records and Reports
410.120	Meter Records
410.130	Customer Meter Test Records
410.140	Station Records
410.150	Complaints
410.160	Interruptions of Service
410.170	Location of Meters
410.175	Separate Metering
410.180	Testing Facilities and Equipment
410.190	Customer Meter Test Loads
410.200	Customer Watthour Meter Accuracy Requirements
410.210	Customer Demand Meter Accuracy Requirements
410.220	Initial Tests
410.230	Periodic Test of Customer Meters
410.240	Meter Tests Requested by Customer
410.250	Commission Referee Tests
410.260	Adjustments of Bills for Meter Error
410.270	Installation Inspections
410.280	Voltage Regulation
410.290	Voltage Surveys
410.300	Standard Frequency
410.310	Grounding of Secondaries
410.320	Service Drops
410.330	Extension of Lines in Urban Area
410.340	Extension of Lines in Rural Areas
410.350	Information to Customers
410.360	Information to <u>IRAPP REAPP</u> Customers

EMERGENCY

AUTHORITY: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).

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SOURCE: Effective August 1, 1948; amended at 5 Ill. Reg. 6805, effective June 12, 1981; codified at 8 Ill. Reg. 12183, amended at 10 Ill. Reg. 148, effective December 23, 1985; amended at 11 Ill. Reg. 8964, effective May 1, 1987; emergency amendment at 13 Ill. Reg. 16563, effective October 10, 1989, for a maximum of 150 days.

NOTE: Statutory language is denoted by italics or capital letters.

Section 410.360 Information to IRAPP REAPP Customers
EMERGENCY

- a) In accordance with 83-III-Adm--Code-2817--"Energy Assistance" Bills rendered periodically for metered service to those customers who are participants in the Illinois-Residential-Affordable-Payment-Program Residential Energy Assistance Partnership Program (IRAPP "REAPP" or "Program") established to implement the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989) shall contain information in addition to that already set forth in Section 410.350. Definitions for the terms used in the remainder of this Section are found in 83-III-Adm--Code-2817-15 the Act. The following additional information shall clearly be shown:

- 1) The total amount that a customer must pay to remain a participant in IRAPP and those portions that make it up. For those customers participating under Section 6(d)(2) of the Act, the following additional information shall clearly be shown listed vertically for easy readability:

- A) The payment amount for the primary source of heat and secondary utility service calculated at 12% of a customer's household's income where the utility provides both services; the payment amount for the primary source of heat calculated at 8% of a customer's household's income where the utility provides only the primary source of heat; or the payment amount for secondary utility service calculated at 4% of a customer's household's income where the utility provides only secondary service;

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- B) Barring the heating season, December 1 through April 30, the following statement must appear on the bills of all IRAPP customers:

"In the months of December through April, you must pay your IRAPP amount."

During the non-heating season, May 1 through November 30 October 31, the following statement must appear on the bills of all IRAPP customers:

"In the months of May through November October, you must pay whichever is higher - your IRAPP REAPP amount or the current utility charges."

- C) The deposit installment due in cases where a utility requires a deposit;

i) In cases where the requirement for the deposit installment due would place an undue burden (see Section 410-350(a)(2)(b) upon the utility, the following statement must appear on the regular bills of all IRAPP customers:

"You may receive a bill requesting a deposit that you owe. As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

ii) In addition to the preceding statement on all regular bills of IRAPP customers, the following statement must appear on the deposit bills of all IRAPP customers:

As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

- D) The customer's required payment toward any outstanding pre-program arrears;

BE) The unpaid previous balance (the amounts that was due as a program obligation outlined above in subsections (a)(1)(A)-(D) that were due and not paid) and;

BF) The total amount due to stay on the program;

GL) The current month's REAPP shortfall reflected as either a credit to the customer's account or a credit to the State of Illinois;

HL) The pre-program arrears credit paid by the State of Illinois (this amount shall be reflected only on the bill corresponding to the month in which credit is received) and;

IL) The current arrearage balance to date.

2) Upon receipt by the utility of any Illinois Home Energy Assistance Program (IHAP) grant for a customer, the total dollar amount of the IHAP grant received, and a statement that this amount has been applied to his shortfall and/or arrearages;

3) The total amount that a customer owes but does not have to pay to remain a participant in IRAPP and those portions that make it up, listed verbatim for easy readability;

A) above average energy use information, which consists of the above average energy use balance brought forward, the current payment due for above average energy use, and the total payment due for above average energy use;

B) the deferred payment arrangement installment which is based on arrearages prior to becoming a participant on the program; and

C) the arrearage balance to date;

4) Shortfall information, which consists of:

A) the shortfall balance brought forward;

B) the current shortfall amount; and

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e) the-shortfall-balance-to-date-

- 2) For those customers participating under Section 6(c)(2) of the Act, the following additional information shall clearly be shown listed vertically for easy readability:

- A) The amount of the current month's REAPP benefit applied;
- B) The deposit installment due in cases where a utility requires a deposit;
- C) The customer's required payment toward any outstanding pre-program arrears;
- D) The unpaid previous balance (REAPP amounts that were due and not paid);
- E) The total amount due to stay on the program;
- F) The pre-program arrears credit paid by the State of Illinois (the amount shall be reflected only on the bill corresponding to the month in which credit is received) and;
- G) The current arrearage balance to date.

- b) All utilities shall file with the Commission a proposed tariff under Section 9-201 of the Public Utilities Act which contains a bill form complying with the requirements of subsection (a) by July 1, 1987, to be used in the billing cycle one month after approval. All bills issued on or after November 1, 1989, shall contain the information necessary to comply with subsection (a).

- c) In cases where the requirements of this Section would place an undue burden upon small utilities, "small" being defined as those utilities serving 15,000 or fewer customers in the State of Illinois, a utility may file with the Commission, in accordance with 83 Ill. Adm. Code 200, a petition for approval of an alternative proposed form of billing. In deciding whether to approve an alternative form of billing, the Commission will weigh the cost of adding the information against the small utility's operating budget. In the event that the utility serves more than half of its customers in another state, the alternative

proposed form of billing may take the form of the bill used in the other state, provided that this bill contains substantially the same information required in subsection (a). Otherwise, this proposed form of billing shall include such information set forth in subsection (a) as can reasonably be placed on such a bill. In determining what information can reasonably be placed on such a bill, the Commission shall consider:

- 1) The benefit to customers of including various types of information, and
- 2) The cost of providing these types of information to customers.

(Source: Emergency amendment at 13 Ill. Reg. 16563 effective October 10, 1989, for a maximum of 150 days)

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- 1) Heading of the Part: Standards of Service for Gas Utilities
- 2) Code Citation: 83 Ill. Adm. Code 500
- 3) Section Numbers:
500.335
Emergency Action:
Amendment
- 4) Statutory Authority: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).
- 5) Effective Date of Amendment: October 10, 1989
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: October 4, 1989
- 8) Reason for Emergency: With the statutory expiration of the Illinois Residential Affordable Payment Program ("IRAPP") the General Assembly passed the Energy Assistance Act of 1989 (P.A. 86-127, effective August 2, 1989) to provide a continuing program to assure that all citizens receive essential levels of heat and electric service regardless of economic circumstances. The Department of Commerce and Community Affairs has primary responsibility for the administration of this new program. The new program will go into effect on November 1, 1989. It is necessary to amend Part 500 by emergency action to require utility bills issued on or after November 1, 1989 to include the information relevant to the program that starts November 1, 1989. The amendment also deletes that information pertaining to IRAPP that is no longer relevant. The information added by the emergency amendment details the obligations of the participants in the new program.

- 9) A Complete Description of the Subjects and Issues Involved: 83 Ill. Adm. Code 500, "Standards of Service for Gas Utilities," contains the Commission's rules for the information that must be provided to gas utility customers on bills. Section 500.335 specifies the information that must be provided to low-income customers participating in

the Illinois Residential Affordable Payment Program ("IRAPP"). Through the operation of Section 4.1(3) of the Energy Assistance Act, added by the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989), no assistance shall be provided pursuant to the Energy Assistance Act after October 31, 1989. Under the Act, a new energy assistance program administered by the Department of Commerce and Community Affairs ("Department") is to be in operation by November 1, 1989. The Department's program has two classes of participants, the AFDC participants and the Block Grant participants, (the current IRAPP participants). This division corresponds to the requirements of Section 6 of the Act.

With the creation of the new program, it is necessary to amend Section 500.335 to reflect the new information which must be given in the bills issued to the participants in the Department's program. In order for the information to be available to the program participants, it is necessary that bills issued on or after November 1, 1989, contain the information on the participant's obligations in order to remain on the program. The information currently required for IRAPP will be inapplicable to the new program administered by the Department.

- 10) Are there any proposed amendments to this Part pending?

No.

- 11) Statement of Statewide Policy Objectives: The proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

- 12) Information and questions regarding this amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706
(217)785-8439

The full text of the emergency amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER d: GAS UTILITIESPART 500
STANDARDS OF SERVICE FOR GAS UTILITIES

SUBPART A: PRELIMINARY

Section	Authorization
500.10	Application
500.20	Exemptions or Deviations in Particular Cases
500.30	Saving Clause
500.40	

SUBPART B: STANDARDS OF SERVICE

Section	Records and Reports
500.110	Customer Meter History Records
500.120	Customer Meter Test Records
500.130	Plant Records
500.140	Complaints
500.150	Interruptions of Service
500.160	Location of Service Meters
500.170	Testing Facilities and Equipment
500.180	Customer Meter Accuracy Requirements
500.190	Customer Meter Test Loads
500.200	Periodic Tests of Customer Meters
500.210	Sample Testing of Meters
500.215	Meter Tests Requested by Customers
500.220	Commission Referee Tests
500.230	Adjustment of Bills for Meter Error
500.240	Installation Inspection
500.250	Pressure Regulation
500.260	Pressure Surveys
500.270	Heating Value and Calorimeter Equipment
500.280	Purity of Gas
500.290	Odorization of Gas
500.300	Extension of Distribution Mains in Urban Areas
500.310	Extension of Distribution Mains in Rural Areas
500.320	Information to Customers
500.330	Information to <u>IRAPP REAPP</u> Customers
500.335	EMERGENCY
500.340	Maintenance and Replacement of Service Pipes

AUTHORITY: Implementing Section 8-301 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 8-301 and 10-101).

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SOURCE: Filed and effective August 1, 1965; codified at 8 Ill. Reg. 7606; amended at 8 Ill. Reg. 14960, effective September 1, 1984; amended at 10 Ill. Reg. 154, effective December 23, 1985; amended at 11 Ill. Reg. 8976, effective May 1, 1987; emergency amendment at 13 Ill. Reg. 16574, effective October 10, 1989, for a maximum of 150 days.

NOTE: Statutory language is denoted by italics or capital letters.

Section 500.335 Information to IRAPP REAPP Customers
EMERGENCY

- a) In accordance with 83-Ill-Adm-Code-2017-"Energy Assistance," Bills rendered periodically for metered service to those customers who are participants in the Illinois-Residential-Affordable-Payment-Program (IRAPP) "Energy Assistance Partnership Program" ("IRAPP REAPP" or "Program") established to implement the Energy Assistance Act of 1989 ("Act") (P.A. 86-127, effective August 2, 1989) shall contain information in addition to that already set forth in Section 500.330. Definitions for the terms used in the remainder of this Section are found in 83-Ill-Adm-Code-2017-15 the Act. The following additional information shall clearly be shown:

- 1) The total amount that a customer must pay to remain a participant in IRAPP and those portions that make it up. For those customers participating under Section 6(d)(2) of the Act, the following additional information shall clearly be shown listed vertically for easy readability:

- A) The payment amount for the primary source of heat and secondary utility service calculated at 12% of a customer's household's income where the utility provides both services; the payment amount for the primary source of heat calculated at 8% of a customer's household's income where the utility provides only the primary source of heat; or the payment amount for secondary utility service calculated at 4% of a customer's household's income where the utility provides only secondary utility service;

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- B) During the heating season, December 1 through April 30, the following statement must appear on the bills of all IRAPP customers:

"In the months of December through April, you must pay your IRAPP amount."

During the non-heating season, May 1 through November 30, the following statement must appear on the bills of all IRAPP customers:

"In the months of May through November October, you must pay whichever is higher - your IRAPP REAPP amount or the current utility charges."

- C) The deposit installment due in cases where a utility requires a deposit;

i) In cases where the requirement for the deposit installment due would place an undue burden (See Section 500-330 (a)(2)(B)) upon the utility, the following statement must appear on the regular bills of all IRAPP customers:

"You may receive a bill requesting a deposit that you owe. As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

ii) In addition to the preceding statement on all regular bills of IRAPP customers, the following statement must appear on the deposit bills of all IRAPP customers:

"As an IRAPP customer, you must pay the requested deposit installment to remain on IRAPP."

- D) The customer's required payment toward any outstanding pre-program arrears;

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- BE) The unpaid previous balance (the amounts that was due as a program obligation outlined above in subsections (a)(1)(A)-(D) that were due and not paid); and

- BF) The total amount due to stay on the program;

- CG) The current month's REAPP shortfall reflected as either a credit to the customer's account or a credit to the State of Illinois;

- H) The pre-program arrears credit paid by the State of Illinois (this amount shall be reflected only on the bill corresponding to the month in which credit is received) and;

- I) The current arrearage balance to date.

2) Upon receipt by the utility of any Illinois Home Energy Assistance Program (IHEAP) grant for a customer, the total dollar amount of the IHEAP grant received, and a statement that this amount has been applied to his shortfall and/or arrearages;

3) The total amount that a customer owes but does not have to pay to remain a participant in IRAPP and those portions that make it up, listed vertically for easy readability;

A) above average energy use information, which consists of the above average energy use balance brought forward, the current payment due for above average energy use, and the total payment due for above average energy use;

B) the deferred payment arrangement installment which is based on arrearages prior to becoming a participant on the program; and

C) the arrearage balance to date;

4) Shortfall information, which consists of:

A) the shortfall balance brought forward;

B) the current shortfall amount; and

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e) ~~the shortfall balance to date.~~

- 2) For those customers participating under Section 6(c)(2) of the Act, the following additional information shall clearly be shown listed vertically for easy readability:

- A) The amount of the current month's REAPP benefit applied;
- B) The deposit installment due in cases where a utility requires a deposit;
- C) The customer's required payment toward any outstanding pre-program arrears;
- D) The unpaid previous balance (REAPP amounts that were due and not paid);
- E) The total amount due to stay on the program;
- F) The pre-program arrears credit paid by the State of Illinois (the amount shall be reflected only on the bill corresponding to the month in which credit is received) and;
- G) The current arrearage balance to date.

b) ~~All utilities shall file with the Commission a proposed tariff under Section 9-201 of The Public Utilities Act which contains a bill form complying with the requirements of subsection (a) by July 17, 1987, to be used in the billing cycle one month after approval. All bills issued on or after November 1, 1989, shall contain the information necessary to comply with subsection (a).~~

c) In cases where the requirements of this Section would place an undue burden upon small utilities, "small" being defined as those utilities serving 15,000 or fewer customers in the State of Illinois, a utility may file with the Commission, in accordance with 83 Ill. Adm. Code 200, a petition for approval of an alternative proposed form of billing. In deciding whether to approve an alternative form of billing, the Commission will weigh the cost of adding the information against the small utility's operating budget. In the event that the utility serves more than

half of its customers in another state, the alternative proposed form of billing may take the form of the bill used in the other state, provided that this bill contains substantially the same information required in subsection (a). Otherwise, this proposed form of billing shall include such information set forth in subsection (a) as can reasonably be placed on such a bill. In determining what information can reasonably be placed on such a bill, the Commission shall consider:

- 1) The benefit to customers of including various types of information, and
- 2) The cost of providing these types of information to customers.

(Source: Emergency amendment at 13 Ill. Reg. 1657 effective October 10, 1989, for a maximum of 150 days)

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF EMERGENCY AMENDMENTS

1) THE HEADING OF THE PART: Duck, Goose and Coot Hunting

2) CODE CITATION: 17 Ill. Adm. Code 590

3) SECTION NUMBERS EMERGENCY ACTION

590.10

Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8 and 3.10 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7, 3.8 and 3.10) and Migratory Bird Hunting (50 CRF 20, effective September 29, 1989).

5) EFFECTIVE DATE OF AMENDMENTS: October 4, 1989

6) IF THIS EMERGENCY AMENDMENT IS TO EXPIRE BEFORE THE END OF THE 150-DAY PERIOD, PLEASE SPECIFY THE DATE ON WHICH IT IS TO EXPIRE:
These emergency amendments will remain in effect for the 150-day period.

7) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: October 4, 1989

8) REASON FOR EMERGENCY: To change the effective date of 50 CFR 20, to September 29, 1989 and to add language in Section 590.10(c), stating that Shooting hours shall be from sunrise to sunset, except at specific sites where shooting hours are more restrictive."

9) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED:

Shooting hours are traditionally set by Federal Regulation, and the Department had no reason to believe that shooting hours would not be so set this year. Instead, the Federal Regulation merely states that "Shooting hours shall be from 1/2 before sunrise, except in the following states which are more restrictive." Illinois is one of the "following states." Due to the difficulty in identifying ducks prior to sunrise and the public's interest in protecting the duck population, the Department requested that the shooting hours commence at sunrise. Since the Federal Regulation did not specify this restriction, the State must implement the restriction by rule, or the sunrise opening hour will be unenforceable and the State will be in violation of the Federal Regulation which says Illinois is more restrictive.

10) ARE THERE ANY PROPOSED AMENDMENTS TO THIS PART PENDING? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
590.60	Amendments	13 Ill. Reg. 12171, July 28, 1989
590.20	Amendments	13 Ill. Reg. 15509, October 6, 1989
590.60	Amendments	13 Ill. Reg. 15509, October 6, 1989

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11) STATEMENT OF STATEWIDE POLICY OBJECTIVES (if applicable): This rule has no impact on local governments.

12) INFORMATION AND QUESTIONS REGARDING THESE AMENDMENTS SHALL BE DIRECTED TO:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

THE FULL TEXT OF THE EMERGENCY AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF EMERGENCY AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF CONSERVATION
SUBCHAPTER b: FISH AND WILDLIFE

PART 590

DUCK, GOOSE AND COOT HUNTING

- Section 590.10 Statewide Regulations
EMERGENCY
 590.20 Permit Controlled Department Sites Only - Duck, Goose and Coot Hunting
 590.25 Illinois Youth Goose Hunting Permit Requirements
 590.30 Duck, Goose and Coot General Hunting Regulations on all Department-Owned and -Managed Sites.
 590.40 Check Station Department Sites Only - Duck, Goose and Coot Hunting
 590.50 Non-Check Station Department Sites Only - Duck, Goose and Coot Hunting
 590.60 Various Other Department Sites - Duck, Goose and Coot Hunting
 EXHIBIT A The Non-Toxic Shot Zones of Illinois

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 3.5, 3.6, 3.7, 3.8, and 3.10 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 3.5, 3.6, 3.7, 3.8, and 3.10), and Migratory Bird Hunting (50 CFR 20, effective September 29, 1987/1989).

SOURCE: Adopted at 5 Ill. Reg. 8857, effective August 25, 1981; emergency amendment at 5 Ill. Reg. 11386, effective October 14, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10638; Part repealed at 6 Ill. Reg. 9647, effective July 21, 1982; new Part adopted at 5 Ill. Reg. 11865, effective September 22, 1982; amended at 7 Ill. Reg. 13229, effective September 28, 1983; emergency amendment at 7 Ill. Reg. 13948, effective October 6, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 18968, effective September 26, 1984; amended at 9 Ill. Reg. 14242, effective September 5, 1985; peremptory amendments at 9 Ill. Reg. 15082, effective September 25, 1985; emergency amendments at 9 Ill. Reg. 15928, effective October 8, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 16588, effective September 22, 1986; emergency amendments at 10 Ill. Reg. 17773, effective September 26, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 10560, effective May 21, 1987; emergency amendments at 11 Ill. Reg. 15242, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12200, effective July 15, 1988; emergency amendments at 12 Ill. Reg. 16233, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; emergency amendments at 12 Ill. Reg. 22244, effective December 7, 1988, for a maximum of 150 days; emergency expired May 6, 1989; amended at 13 Ill. Reg. 10525, effective June 20, 1989; amended at 13 Ill. Reg. 14925, effective September 7, 1989; emergency amendments at 13 Ill. Reg. 16579, effective October 4, 1989, for a maximum of 150 days.

Section 590.10 Statewide Regulations
EMERGENCY

DEPARTMENT OF CONSERVATION

NOTICE OF EMERGENCY AMENDMENTS

- a) Pursuant to Section 2.18 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, par. 2.18), it shall be unlawful to take, possess, transport, or use migratory waterfowl except during such period of time and in such manner and numbers as may be provided in the Federal "Migratory Bird Treaty Act" (16 U.S.C. 703-711), the "Migratory Bird Hunting Stamp Act" (16 U.S.C. 1718 et seq.), and annual "Rules and Regulations for Migratory Bird Hunting" (50 CFR 20, effective September 29, 1987/1989) (collectively referred to in this Part as federal regulations), (no incorporation in this Part includes later amendments or editions) or contrary to any State regulations made in the Wildlife Code.
- b) The regulations in Section 2.33 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, par. 2.33) on illegal devices shall apply to this rule, unless federal regulations are more restrictive.
- c) Duck, goose and coot regulations are in accordance with Federal Regulations (50 CFR 20, effective September 29, 1987/1989) unless the regulations in this rule are more restrictive. Shooting hours shall be from sunrise to sunset, except at specific sites where shooting hours are more restrictive.
- d) It shall be unlawful while attempting to take migratory waterfowl to have in possession any shotgun shells prohibited by federal regulations. The only shot approved as non-toxic by the U.S. Fish and Wildlife Service (50 CFR 20) is steel shot, and copper-plated or nickel-plated steel shot for which the plating represents less than 1% the shot's weight. Lead shot plated with copper, nickel, or other material does not qualify. Sites covered by these regulations are as stated in the federal regulations or they are listed under Site Specific Regulations. Only non-toxic shot may be used for hunting waterfowl in the following non-toxic shot zones (see EXHIBIT A):
- 1) Mississippi River and adjacent areas in the following counties bordered by the roads and/or lines indicated below:
 - A) All of Alexander, Calhoun, Carroll, Henderson, Jackson, Jersey, Pike, Rock Island and Union Counties.
 - B) Adams County: IL-96 (Lima), County Highway (Hwy) 41, County Hwy-7, County Hwy-8, and Lock and Dam 20. The Mark Twain National Wildlife Refuge, Bear Creek Unit is also a nontoxic shot zone.
 - C) Hancock County: (Dallas City), IL-9/96, IL-96/US 136, and IL-96.

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NOTICE OF EMERGENCY AMENDMENTS

- D) Henry County: I-80 and I-74/280.
- E) Jo Daviess County: IL-35 (East Dubuque), US-20, IL-84/US-20, and IL-84.
- F) Mercer County: Railroad Bridge (Keithsburg), County Hwy-16, and County Hwy-25.
- G) Whiteside County: IL-84 (north), IL-136/Fulton Road, County Hwy-21/Frog Pond Road, Garden Plain Road; County Hwy-21/Sand Road, and IL-5.
- 2) Illinois River and adjacent areas in the following counties bordered by the roads and/or lines indicated below:
- A) All of Calhoun, Cass, Fulton, Jersey, Marshall, Mason, Peoria, Pike, Putnam, and Woodford Counties.
- B) Brown County: County Hwy-3/Federal Aid Secondary Route (FAS) 582, FAS-582, County Hwy-12, and IL-99.
- C) Bureau County: IL-89 (Spring Valley), IL-6/89, IL-29, and IL-26/29, and IL-29.
- D) Greene County: Kampsville Ferry Route, IL-108, and Federal Aid Primary Route (FAP) 155 (south).
- E) Morgan County: IL-104 (Meredosia) and IL-100/US-67.
- F) Schuyler County: IL-100 (Bluff City) IL-103, and County Hwy-9.
- G) Tazewell County: IL-26, IL-116, IL-116/US-150, IL-8/116, IL-29, IL-9/29, IL-29, FAS-461, and County Hwy-16.
- 3) Southern Illinois Quota Zone
- All of Alexander, Jackson, Union and Williamson Counties.
- 4) Rend Lake Goose Quota Zone
- All of Jefferson and Franklin Counties.
- 5) Other Areas
- All of Bond, Clinton, Fayette, Kane, Lake and McHenry Counties.

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF EMERGENCY AMENDMENTS

Emergency Closure

The Department of Conservation (Department or DOC) will close the Canada goose season giving 48 hours notice when quotas established by federal regulations are reached, when harvest in any area is excessive due to extreme weather conditions or when a serious outbreak of infectious disease occurs, such as avian cholera or duck virus enteritis.

f) Closed Areas and Refuges

- 1) Ducks - Specific habitats, geographical areas, or political land units shall be closed to hunting of specified species of ducks in compliance with federal regulations.
- 2) Geese and Refuges
- A) Additional geographical areas or political land units shall be closed to hunting of specified species of geese in compliance with federal regulations.
- B) Portions of the following areas are designated as waterfowl refuges and the refuge boundaries are posted or identified on each area posting:
- i) Horseshoe Lake Conservation Area - Alexander County (in the refuge no motors will be allowed from October 15 through December 31 and trolling motors will only be used from January 1 to March 1)
- ii) Rend Lake and Rend Lake Wildlife Management Area
- iii) Union County Conservation Area (all fishing and boat traffic is prohibited from October 15 through March 1)
- g) Migratory Waterfowl Hunting Area Permits (Commercial and Non-Commercial)
- 1) The holder of a permit shall forward within one week after the close of the season or at an earlier time as requested by the Department, a report upon forms furnished by the Department providing information on the hunting season.
- 2) Section 590.10 (g) of this Part shall be in accordance with Section 3.7 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, par. 3.7).
- h) Teal Hunting Regulations are located in 17 Ill. Adm. Code 740.
- i) When public duck blinds on State managed sites are flooded to the point that they are no longer usable, but the water level is not too high or

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NOTICE OF EMERGENCY AMENDMENTS

rough to be a threat to public safety, the Department, by public announcement and posting, may permit waterfowl hunting anywhere on the area except in designated refuge areas. Any permits issued for the blinds are no longer valid and no fee to hunt the area will be charged.

j) Waterfowl Hunting Zones:

- 1) Northern Zone - That portion of the State north of a line running east from the Iowa border along Illinois Route 92 to U.S. Interstate 280, east along U.S. Interstate 280 to U.S. Interstate 80, then east along U.S. Interstate 80 to the Indiana border.
- 2) Central Zone - That portion of the State south of the northern zone boundary to the Modoc Ferry Landing on the Mississippi River and east along the Modoc Ferry Road to Randolph County Highway 12 to Illinois Route 3, then north to Illinois Route 159, then north to Illinois Route 161, then east to Illinois Route 4, then north to U.S. Interstate 70, then east along U.S. Interstate 70 to the Indiana border.
- 3) Southern Zone - From the southern boundary of the Central Zone south to the remainder of the State.
- 4) Tri-county Goose Zone - Knox County and the following townships: Fulton County - Buckheart, Canton; Cass - Deerfield, Fairview, Farmington, Joshua, Orion, Putnam, and that portion of Banner Township bounded on the north by Illinois Route 9 and on the east by U.S. Route 24; Henry County - Alba, Annawan, Atkinson, Cornwall.
- 5) Reid Lake Canada Goose Quota Zone - all lands and waters in Franklin and Jefferson Counties.
- 6) Northeastern Illinois Canada Goose Zone - All lands and waters in the counties of Cook, DuPage, Grundy, Kankakee, Kane, Kendall, Lake, McHenry and Will.
- 7) Southern Illinois Quota Zone (Alexander, Union, Williamson, and Jackson Counties).
- k) No person during the open season shall take or attempt to take wild geese in the Reid Lake Canada Goose Quota Zone except between legal opening and the hour of 3:00 p.m.

(Source: Emergency amendments at 13 Ill. Reg. 16579, effective October 4, 1989, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

- 1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS
- 2) Code Citation: 89 Ill. Adm. Code 120
- 3) Section Numbers:

Emergency Action:
120.20
Amendment
120.61
Amendment
120.285
New Section
120.379
Amendment
120.385
New Section
120.386
- 4) Statutory Authority: Sections 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-4 and 12-13)
- 5) Effective Date of Emergency Amendment: October 2, 1989
- 6) If this Emergency Amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not Applicable
- 7) Date Filed in Agency's Principal Office: October 2, 1989
- 8) Reason for Emergency: These rules involve very complex issues which can have a significant budgeting impact on the Department's budget. While the law has been effective several months, it allows many options. Internal discussion did not resolve how the Department would handle these options until recently, not in time to implement the program through the regular rulemaking process. The changes must be implemented October 1, 1989, and will benefit most institutionalized persons who have spouses in the community as well as benefitting those spouses in the community. Therefore, an Emergency Amendment was required.
- 9) A Complete Description of the Subjects and Issues Involved: Rulemaking appearing in the Illinois Register today under 89 Ill. Adm. Code 103, 112, 113, 114 and 120 implement what has been characterized as the Spousal Impoverishment sections of the Medical Catastrophic Coverage Act. The intent of these provisions is to grant sufficient resources from an institutionalized spouse to a spouse living in the community to allow the community spouse to remain off public assistance. These policies went into effect October 1, 1989.

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These provisions allow the institutionalized spouse to transfer a certain level of assets to the community spouse. They also allow a certain amount of the institutionalized spouse's income to be set aside and used by the community spouse or for the benefit of the community spouse rather than applied towards the institutionalized spouse's cost of care in the institution.

The Department made three key decisions in formulating these rules. First, it was determined not to charge any fee for a determination of a couple's assets though a fee is allowed under Federal law. Second, the Department has set the asset level that may be transferred for the use of the community spouse at \$60,000, the maximum allowed by Federal law. Third, the Department has set the income level that may be set aside for the benefit of the community spouse at \$1,500 per month, the maximum allowed by Federal law.

It is hoped that these changes will mean that a person need not be placed in a position of having to use up all income and resources when that person's spouse has to go into an institution.

10) Are there any proposed amendments pending to this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.10	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.20	Amendment	September 29, 1989 (13 Ill. Reg. 14778)
120.30	Amendment	September 29, 1989 (13 Ill. Reg. 14778)
120.31	Amendment	June 30, 1989 (13 Ill. Reg. 9996)
120.60	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.62	Amendment	October 6, 1989 (13 Ill. Reg. 11929)
120.63	Amendment	October 6, 1989 (13 Ill. Reg. 11929)

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Section Numbers	Proposed Action	Illinois Register Citation
120.70	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.72	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.74	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.76	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.284	New Section	October 6, 1989 (13 Ill. Reg. 11929)
120.346	New Section	July 7, 1989 (13 Ill. Reg. 10753)
120.380	Amendment	July 7, 1989 (13 Ill. Reg. 10753)
120.382	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.384	New Section	October 6, 1989 (13 Ill. Reg. 11929)

11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

12) Information and questions regarding this amendment shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: 100 South Grand Avenue East
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Emergency Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120
MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section
120.1

Incorporation By Reference

SUBPART B: ASSISTANCE STANDARDS

Section
120.10
120.11

Eligibility For Medical Assistance
Eligibility For Medical Assistance For Pregnant
Women and Infants Under Age One Year Who Do Not
Qualify As Mandatory Categorically Needy
MANG(AABD) Income Standard

120.20
EMERGENCY
120.30
120.31
120.40
120.50

MANG(C) Income Standard
MANG(P) Income Standard
Exceptions To Use Of MANG Income Standard
AMI Income Standard

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section
120.60

All Cases Other Than Intermediate Care, Skilled
Nursing Care, DMHDD, DMHDD Approved Community Based
Settings and Pregnant Women and Infants Under Age
One Year Who Do Not Qualify As Mandatory
Categorically Needy

120.61
EMERGENCY
120.62

Cases in Intermediate Care, Skilled Nursing Care and
DMHDD - MANG(AABD) and MANG(C)
Department of Mental Health and Developmental
Disabilities (DMHDD) Approved Home and Community
Based Residential Settings Under 89 Ill. Adm. Code
140.643

120.63

Department of Mental Health and Developmental
Disabilities (DMHDD) Approved Home and Community
Based Residential Settings
Pregnant Women and Infants Under Age One Year Who Do
Not Qualify As Mandatory Categorically Needy

120.64

SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

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Supplementary Medical Insurance Benefits, Buy-In
Program

Section
120.70

SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section
120.80

Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Section
120.90
120.91

Migrant Medical Program
Income Standards

SUBPART G: AID TO THE MEDICALLY INDIGENT

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Client Cooperation
Citizenship
Residence
Age

Relationship
Living Arrangement
Supplemental Payments
Institutional Status
Foster Care Program
Social Security Numbers
Unearned Income
Exempt Unearned Income
Education Benefits
Unearned Income In-Kind
Earmarked Income
Lump Sum Payments and Income Tax Refunds
Protected Income
Earned Income
Budgeting Earned Income
Exempt Earned Income
Recognized Employment Expenses
Income From Work/Study/Training Program
Earned Income From Self-Employment
Earned Income From Roomer and Boarder
Earned Income In-Kind
payments from the Illinois Department of Children
and Family Services

120.280
120.281
120.282

Assets
Exempt Assets
Asset Disregards

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Section
 120.283 Deferral of Consideration of Assets
 120.284 Spend-down of Assets (AMI)
 120.285 Property Transfers
EMERGENCY
 120.290 Persons Who May Be Included in the Assistance Unit
 120.295 Payment Levels for AMI

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section
 120.308 Client Cooperation
 120.309 Caretaker Relative
 120.310 Citizenship
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 120.316 Living Arrangements
 120.317 Supplemental Payments
 120.318 Institutional Status
 120.319 Assignment of Rights to Medical Support and Collection of Payment
 120.320 Cooperation in Establishing Paternity and Obtaining Medical Support
 120.321 Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
 120.322 Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
 120.323 Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
 120.324 Foster Care Program
 120.325 Social Security Numbers
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 120.332 Budgeting Unearned Income
 120.335 Exempt Unearned Income
 120.336 Education Benefits
 120.338 Incentive Allowance
 120.340 Unearned Income In-Kind
 120.342 Court Ordered Child Support Payments of Parent/Step-Parent
 120.345 Earmarked Income
 120.350 Lump Sum Payments and Income Tax Refunds
 120.355 Protected Income
 120.360 Earned Income
 120.361 Budgeting Earned Income
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Section
 120.364 Earned Income Exemption
 120.366 Exclusion From Earned Income Exemption
 120.370 Recognized Employment Expenses
 120.371 Income From Work/Study/Training Programs
 120.372 Earned Income From Self-Employment
 120.373 Earned Income From Roomer and Boarder
 120.375 Earned Income In Kind
 120.376 Payments from the Illinois Department of Children and Family Services
ASSESSMENT OF ASSETS
 120.379 Assets
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 120.380 Exempt Assets
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 120.384 Property Transfers for Applications Filed Prior to October 1, 1989
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 120.385 Property Transfers Effective For Applications Filed On Or After October 1, 1989
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 120.386 Persons Who May Be Included In the Assistance Unit
 120.390 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Infants Under Age One Year
 120.391 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy Payment Levels for MANG
 120.392 Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399,

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NOTICE OF EMERGENCY AMENDMENTS

effective August 13, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August

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26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12313, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10689, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg.

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11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 12 Ill. Reg. 20138, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

SUBPART B: ASSISTANCE STANDARDS

Section 120.20 MANG(AABD) Income Standard
EMERGENCY

Number In Family	Yearly Net Income
1	267
2	333
3	458
4	517
5	608
6	683
7	717
8	750
9	792
10	833
11	875
12	925
13	975
14	1025
15	1075
16	1133
17	1192
18	1258

NOTICE OF EMERGENCY AMENDMENTS

Section 120.20 MANG(AABD) Income Standard (Cont'd)
EMERGENCY

- If the above number in the household exceeds the number provided above, add \$66 for each additional person.
- A client receiving care in a public tuberculosis hospital is not considered to be receiving long term care. Such a client's financial eligibility for MANG is determined by use of the Aid to the Aged, Blind or Disabled MANG (AABD) Income Standard.
- The MANG (AABD) Income Standard is used in the determination of financial eligibility for MANG of a client living in a residential home or facility which is not licensed as a medical care facility or as a sheltered care facility. The cost of maintenance and/or care in such a facility is not an allowable medical expense. Regardless of the amount the client may be paying for care and/or maintenance in the facility, the client's nonexempt income and assets in excess of the MANG (AABD) Standard are considered available for payment for medical care not provided in the facility.

d) MANG

- A recipient residing in a DMHDD facility is allowed \$30.00 per month in lieu of any other MANG standard.
- As soon as MANG (AABD) clients become residents of a DMHDD facility, a Skilled Nursing Facility, an Intermediate Care Facility, or other facility, their eligibility for MANG is determined separately from persons remaining in the home.
- When eligibility is based on being temporarily discharged from a DMHDD facility for the purpose of obtaining medical care in a general hospital, the amount which the recipient is obligated to pay the DMHDD for care and maintenance is to be allowed in addition to the \$30.00.
- Clients in a group-care long term facility are allowed a deduction from their non-SSI income to meet the needs of their dependent

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Section 120.20
EMERGENCY

MANG(AABD) Income Standard (Cont'd)

community spouse, and/or children remaining in the home-- dependent family members and dependent children under age 21 who do not reside with the community spouse. Family members include dependent children under age 21, dependent adult children, dependent parents or dependent siblings of either spouse; who reside with the spouse in the community. To calculate the amount of non-SSI income to be deducted, use the:

A) AABD-cash-grant-standard-if-the-deduction-is-for-a-spouse-only-of-Community-Spouse Maintenance Needs Allowance as described (at Ill. Adm. Code 120.61) if the deduction is for a spouse in the community;

B) Family Maintenance Needs Allowance (as described in Ill. Adm. Code 120.61), if the deduction is for dependent family member(s) residing with the community spouse; and

BC) AFDC cash grant standard if the deduction is for a-spouse-and/or dependent children under age 21 who do not reside with the community spouse.

(Source: Emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days)

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section 120.61
EMERGENCY

Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG (AABD) and-MANG(e)

- a) The following rule applies to cases receiving care in Licensed Intermediate Care Facilities, Licensed Skilled Care Nursing Facilities, or Department of Mental Health and Developmental Disabilities (DMHDD) Facilities.
- b) A one-month eligibility period will be used. All nonexempt income shall be applied towards the cost of care on a monthly basis. Non-exempt income (see

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NOTICE OF EMERGENCY AMENDMENTS

Section 120.61
EMERGENCYCases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG (AABD) and-MANG(e)
(Cont'd)

Section 120.360) is applied towards the cost of care beginning with the first full calendar month of anticipated stay in the facility. When a client transfers between non-DMHDD facilities or transfers to a DMHDD facility, non-exempt income is applied first toward the cost of care at the first facility and any balance is applied toward the cost of care at the second facility. If the client transfers from a DMHDD facility to a non-DMHDD facility, non-exempt income is not applied toward the cost of care at the non-DMHDD facility for the month the transfer occurs. If the client is discharged from a DMHDD facility or non-DMHDD facility to his/her residence in the community or to a community based residential setting (such as Community Living Facility, Special Home Placement, Supported Living Arrangement, Home Individual Program, Community Residential Alternatives as defined at 59 Ill. Adm. Code 120.10), the MANG Community Income Standard is used (see Section 120.20) beginning with the month of discharge from the DMHDD facility or non-DMHDD. If nonexempt income is greater than the Department's rate for cost of care, no payment will be made to the facility. However, the client may become eligible for Medical Assistance for other medical expenses by incurring medical expenses equal to the spend-down obligation. The private rate of the facility may be applied to the spend-down obligation in this instance. A full redetermination shall be made every twelve (12) months.

c)

Allow a deduction from the MANG client's income to meet the needs of a dependent spouse-and/or children under age 21 who do not reside with the community spouse, who do not have enough income to meet their needs and whose assets do not exceed the asset limit. To determine needs and asset limits:

- 1) for a-spouse-only-use-the-AABD-MAG-standard-and-asset-disregard-(see-Sections-120.20-and-120.302)-for-spouse-and/or dependent children, use AFDC MAG standard and asset disregard (see Sections 120.30 and 120.382).
- 2) for spouse-and/or dependent children, use AFDC MAG standard and asset disregard (see Sections 120.30 and 120.382).

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 120.61
EMERGENCY

Cases in Intermediate Care, Skilled Nursing
Care and DMHDD - MANG (AABD) and MANG (e)
(Cont'd)

32) allow any payments made on medical bills for the
spouse and/or children.

d) Allow deductions from the MANG clients non-SSI income
for a Community Spouse Maintenance Needs Allowance and
a Family Maintenance Needs Allowance for each
dependent family member who does not have enough
income to meet his/her needs. Family members include
dependent children under age 21, dependent adult
children, dependent parents or dependent siblings of
either spouse who are living with the community
spouse. To determine the amount of the deduction:

1) The deduction for the Community Spouse
Maintenance Needs Allowance is equal to the
community spouse maintenance needs standard
[\$1,500] less any non-exempt monthly income of
the community spouse. The deduction is allowed
only to the extent income of the
institutionalized spouse is contributed to the
community spouse. However, the deduction for the
Community Spouse Maintenance Needs Allowance
shall not be less than the amount ordered by the
court for support of the community spouse or the
amount determined as the result of a fair hearing.

2) The deduction for the Family Maintenance Needs
Allowance for each family member is equal to 1/3
of the amount of the Federal Poverty Level (12%
as of September 30, 1989, 133% as of July 1,
1991, and 150% as of July 1, 1992) less any
non-exempt income of the family member.

(Source: Emergency amendment at 13 Ill. Reg. 16586,
effective October 2, 1989, for a maximum of 150 days)

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section 120.285 Property Transfers
EMERGENCY

a) The provisions for the transfer of property (i.e., assets)
do not affect eligibility for applications filed on or
after October 1, 1989, regardless of the date of the

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 120.285 Property Transfers (Cont'd)
EMERGENCY

transfer or to applications filed prior to October 1, 1989,
if the transfer occurs on or after October 1, 1989.

b) The provisions listed below apply to applications filed
prior to October 1, 1989 and only with respect to property
(i.e., assets) transferred prior to October 1, 1989.

a) 1) A transfer of assets occurs when an applicant or
recipient buys sells or gives away real or
personal property or changes (e.g., change from
joint tenancy to tenancy in common) the way
property is held.

b) 2) A transfer is allowable if:

1) the transfer occurred more than two years
from the date of review;

2) a fair market value was received. Fair
market value is the price that an article or
piece of property might be expected to bring
if offered for sale in a fair market. Fair
market value is determined by statements
obtained from institutions, community
members, etc. (e.g., bankers, jewelers,
reputable realtors, etc.) recognized as
having knowledge of property values.

3) the transfer was involuntary (e.g., tax
sales, judgment sales, etc.);

4) the transfer was due to separation, divorce
or other settlement (e.g., when the court
orders a settlement of a client's assets or
when the client and the client's spouse
divide their assets in half without a court
order);

5) the transfer was a change from an individual
to joint bank account;

6) the transfer was of exempt assets;

7) the transfer was an equal division of marital
assets.

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NOTICE OF EMERGENCY AMENDMENTS

Section 120.285 Property Transfers (Cont'd)
EMERGENCY

increase the need for assistance, the client is ineligible until whichever occurs first:

- e+ 3) If the transfer does not fall within the listing of subsection (b) above, the transfer will be reviewed to determine if the transfer was made to qualify for or increase the need for assistance. If the transfer was made to qualify for or

- 1+ A) the asset is returned; or
2+ B) a fair market value is paid to the client; or
3+ C) the period of time the asset would meet the client's needs has passed; or
4+ D) two years has passed.

- d+ 4) If a client transfers an asset which is not allowable the client must verify that the transfer was not made to qualify for assistance (e.g., a bank repossesses the property. The client must provide a copy of the repossession paper(s) to the Department).

- e+1) 5) A) The client is ineligible for assistance for the number of months that the asset would have met his/her needs up to 2 years from the date of the transfer. (To determine the number of months the asset would have met the client's need, divide the amount of the asset by the AMI Standard plus incurred medical expenses.)

- 2+ B) For applicants, the first month of ineligibility is the month of application.
3+ C) For recipients, the first month of ineligibility is the month assistance was discontinued because of the transfer.

(Source: Emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section 120.379 Assessment of Assets
EMERGENCY

Provisions for the assessment of assets applies only to a resident of a long term care facility whose spouse resides in the community.

- a) An assessment is completed to determine the total combined amount of non-exempt assets of the resident and his/her community spouse:

- 1) when resident begins in a long term care facility; and
2) when requested by either spouse or a representative acting on behalf of either spouse, even if an application for assistance has not been filed.

- b) An assessment is not required if a resident of a long term care facility:

- 1) is discharged for a period of less than 30 days and then reenters the facility; or
2) enters a hospital and then returns to the facility from the hospital.

(Source: Emergency rule added at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days)

Section 120.385 Property Transfers for Applications
EMERGENCY Filed Prior to October 1, 1989

The provisions listed below apply to applications for Medicaid filed prior to October 1, 1989, and only with respect to property (i.e., assets) transferred prior to October 1, 1989.

- a) A transfer of assets occurs when an applicant or recipient buys sells or gives away real or personal property or changes (e.g., change from joint tenancy to tenancy in common) the way property is held.
b) A transfer is allowable if:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 120.385 Property Transfers for Applications
EMERGENCY Filed Prior to October 1, 1989 (Cont'd)

- 1) the transfer occurred more than two years from the date of review;
- 2) a fair market value was received. Fair market value is the price that an article or piece of property might be expected to bring if offered for sale in a fair market. Fair market value is determined by statements obtained from institutions, community members, etc. (e.g., bankers, jewelers, reputable realtors, etc.) recognized as having knowledge of property values.
- 3) the transfer was involuntary (e.g., tax sales, judgment sales, etc.);
- 4) the transfer was due to separation, divorce or other settlement (e.g., when the court orders a settlement of a client's assets or when the client and the client's spouse divide their assets in half without a court order);
- 5) the transfer was a change from an individual to joint bank account;
- 6) the transfer was of exempt assets;
- 7) the transfer was an equal division of marital assets.

c) If the transfer does not fall within the listing of subsection (b) above, the transfer will be reviewed to determine if the transfer was made to qualify for or increase the need for assistance. If the transfer was made to qualify for or increase the need for assistance, the client is ineligible until whichever occurs first:

- 1) the asset is returned; or
- 2) a fair market value is paid to the client; or
- 3) the period of time the asset would meet the client's needs has passed; or
- 4) two years has passed.

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NOTICE OF EMERGENCY AMENDMENTS

Section 120.385 Property Transfers for Applications
EMERGENCY Filed Prior to October 1, 1989 (Cont'd)

- d) If a client transfers an asset which is not allowable the client must verify that the transfer was not made to qualify for assistance (e.g., a bank repossesses the property. The client must provide a copy of the repossession paper(s) to the Department).
- e) †† The client is ineligible for assistance for the number of months that the asset would have met his/her needs up to 2 two (2) years from the date of the transfer. (To determine the number of months the asset would have met the client's need, divide the amount of the asset by the MANG Standard plus incurred medical expenses.)
- 21) For applicants, the first month of ineligibility is the month of application.
- 32) For recipients, the first month of ineligibility is the month assistance was discontinued because of the transfer.

(Source: Emergency amendment at 13 Ill. Reg. 16586 effective October 2, 1989, for a maximum of 150 days)

Section 120.386
EMERGENCY

Property Transfers Effective for
Applications Filed On Or After October 1,
1989

The provisions for the transfer of property (i.e., assets) listed below apply to residents of long term care facilities who apply for Medicaid on or after October 1, 1989, regardless of the date of the transfer and to residents whose application for Medicaid is filed prior to October 1, 1989, if the transfer occurs on or after October 1, 1989. These provisions do not apply to individuals who reside in the community.

- a) A transfer of assets occurs when a resident of a long term care facility buys, sells or gives away real or personal property or changes (e.g., change from joint tenancy to tenancy in common) the way property is held.
- b) A transfer is allowable if:

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NOTICE OF EMERGENCY AMENDMENTS

Section 120.386
EMERGENCY

Property Transfers Effective for
Applications Filed On Or After October 1,
1989 (Cont'd)

- 1) the transfer occurred more than thirty (30) months from the date of application;
- 2) a fair market value was received. Fair market value is the price that an article or piece of property might be expected to bring if offered for sale in a fair market. Fair market value is determined by statements obtained from institutions, community members, etc. (e.g., bankers, jewelers, reputable realtors, etc.) recognized as having knowledge of property values.
- 3) homestead property was transferred:
 - A) a spouse;
 - B) the individual's child who is under age 21;
 - C) the individual's child who is blind or permanently and totally disabled;
 - D) the individual's brother or sister who has an equity interest in the homestead property and who was residing in the home for at least one (1) year immediately prior to the date the individual entered the facility or;
 - E) the individual's child who provided care for the individual and who was residing in the homestead property for two (2) years immediately prior to the date the individual entered the facility.
- 4) The transfer was to the community spouse or to another individual for the sole benefit of the community spouse and the amount transferred does not exceed the Community Spouse Asset Allowance. The Community Spouse Asset Allowance is an amount up to but not greater than \$60,000 that the resident may transfer, without affecting eligibility, to the community spouse or to another individual for the sole benefit of the community spouse. The amount of assets a

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 120.386

Property Transfers Effective for
Applications Filed On Or After October 1,
1989 (Cont'd)

- resident may transfer to his/her community spouse is \$60,000 minus any non-exempt assets of the community spouse. The Community Spouse Asset Allowance is subject to the following qualifiers:
- A) The amount of assets sufficient to provide (the amount of income generated) the Community Spouse Maintenance Needs Allowance (as described at 89 Ill. Adm. Code 120.61) as determined by a fair hearing; or
 - B) The amount transferred under a court order to the community spouse.
 - 5) The transfer was to the individual's child who is blind or permanently and totally disabled or to another person for the sole benefit of the individual's child;
 - 6) the individual intended to transfer the assets for fair market value;
 - 7) it is determined that denial of assistance would create an undue hardship;
 - 8) it is determined that the transfer was made for a reason other than to qualify for assistance; or
 - 9) the transfer was to the community spouse and was the result of a court order.
- c) If the transfer does not fall within the listing of subsection (b) above, the client is ineligible beginning with the month in which such assets were transferred and until whichever occurs first:
- 1) the period of time the uncompensated amount of the asset would meet the monthly cost of long term care (private rate) at the facility; or
 - 2) thirty (30) months from the month of the transfer.
- (Source: Emergency rule added at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days)

DEPARTMENT OF STATE POLICE MERIT BOARD
NOTICE OF EMERGENCY AMENDMENTS

- 1) The Heading of the Part: PROCEDURES OF THE DEPARTMENT OF STATE POLICE MERIT BOARD

2) Code Citation: 80 Ill. Adm. Code 150

3) Section Numbers: Emergency Action:

150.430 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121, par. 307.8 and 307.10

5) Effective Date of Rule(s): September 29, 1989

6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: This rule will expire at the end of the 150-day period.

7) Date Filed in Agency's Principal Office: September 28, 1989

8) Reason for Emergency:

This change affects the 1990 Promotional Process. The official announcement to initiate the Promotional Process is scheduled to be published on October 2, 1989. This change must be in effect prior to the initiation of the promotional process.

9) A Complete Description of the Subjects and Issues Involved:

The Merit Board voted to change the current practice of individual promotional certification lists to combined lists for the ranks to Lieutenant/Special Agent Lieutenant, Captain/Special Agent Captain and Major/Special Agent Major. This change is in conjunction with the Director of the Illinois State Police's one Department concept.

10) Are there any Proposed Amendments to this Part Pending? Yes

Section Number:	Proposed Action:	Illinois Register Citation:
150.430	Amendment	13 Ill. Reg. 16365

11) Statement of Statewide Policy Objectives: Not Applicable

12) Information and questions regarding this amendment shall be directed to:

Name: James E. Seiber, Executive Director
Address: 2425 Stevenson Drive, Springfield, IL 62703
Telephone: (217) 786-6240

The full text of the emergency Amendment begins on the next page:

DEPARTMENT OF STATE POLICE MERIT BOARD
NOTICE OF EMERGENCY AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE A: MERIT EMPLOYMENT SYSTEMS
CHAPTER IV: DEPARTMENT OF STATE POLICE MERIT BOARD

PART 150
PROCEDURES OF THE DEPARTMENT OF STATE POLICE MERIT BOARD

SUBPART A: DEFINITIONS

Section
150.10 Definitions

SUBPART B: CERTIFICATION FOR APPOINTMENT

Section
150.210 Qualifications
150.220 Selection Procedures
150.230 Recertification
150.240 Probationary Period

SUBPART C: CLASSIFICATION OF RANKS

Section
150.310 Ranks
150.320 Interdivisional Transfers

SUBPART D: CERTIFICATION FOR PROMOTION

Section
150.410 Board Responsibilities
150.420 Eligibility
150.430 Procedures
EMERGENCY
150.440 Promotion Probationary Period (Repealed)

SUBPART E: DISCIPLINARY ACTION

Section
150.510 Merit Board Jurisdiction
150.520 Discipline Afforded the Deputy Director
150.530 Notification to Suspended Officer

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EMERGENCY AMENDMENTS

150.540 Petition for Review
 150.550 Form and Content of Petition for Review
 150.560 Filing Procedures
 150.565 Procedure for Processing Petition for Review
 150.570 Director's Review
 150.575 Discipline Afforded the Director
 150.580 Complaint Procedures
 150.585 Scheduling the Hearing
 150.590 Notification to Officer

SUBPART F: HEARINGS

150.610 Board Docket
 150.620 Hearing Officer
 150.630 Pre-hearing Conferences
 150.640 Motions
 150.650 Subpoenas
 150.655 Request for Witnesses or Documents
 150.660 Evidence Depositions
 150.665 Hearing Procedures
 150.670 Continuances and Extensions of Time
 150.675 Computation of Time
 150.680 Decisions of the Board
 150.685 Service and Form of Papers

Appendix A Vision Standards

Appendix B Physical Fitness Standards

AUTHORITY: Implementing Sections 3 through 14 and authorized by Section 8 of "AN ACT in relation to the Department of State Police" (Ill. Rev. Stat. 1987, and 1988 Spp., ch. 121, pars. 307.3 through 307.14 and 307.8).

SOURCE: Emergency rule adopted at 2 Ill. Reg. 10, p. 206, effective February 24, 1978, for a maximum of 150 days; emergency amendment at 2 Ill. Reg. 32, p. 37, effective July 27, 1978, for a maximum of 150 days; emergency amendments at 2 Ill. Reg. 51, p. 100, effective December 7, 1978, for a maximum of 150 days; adopted at 2 Ill. Reg. 52, p. 422, effective December 25, 1978; amended at 3 Ill. Reg. 47, p. 86, effective November 12, 1979; emergency amendments at 4 Ill. Reg. 6, p. 284, effective February 1, 1980, for a maximum of 150 days; amended at 5 Ill. Reg. 2739, effective March 2, 1981; amended at 6 Ill. Reg. 10954, effective August 31, 1982; codified at 7 Ill. Reg. 9900; amended at 7 Ill. Reg. 15018, effective November 2, 1983; emergency amendments at 8 Ill. Reg. 379, effective December 27, 1983, for a maximum of 150 days; emergency amendments at 8 Ill. Reg. 3038, effective February 23, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7894, effective May 23, 1984; amended at 9 Ill. Reg. 3721, effective March 13, 1985; amended at 9 Ill. Reg. 14328, effective September 6, 1985; recodified from the Department of Law Enforcement Merit Board

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EMERGENCY AMENDMENTS

to the Department of State Police Merit Board pursuant to Executive Order 85-3, effective July 1, 1985 at 10 Ill. Reg. 3283; amended at 10 Ill. Reg. 17752, effective October 1, 1986; amended at 11 Ill. Reg. 7760, effective April 14, 1987; amended at 11 Ill. Reg. 18303, effective October 26, 1987; amended at 12 Ill. Reg. 1118, effective December 24, 1987; amended at 12 Ill. Reg. 10736, effective June 13, 1988; amended at 13 Ill. Reg. 5201, effective April 3, 1989; emergency amendments at 13 Ill. Reg. 16607, effective Sept. 29, 1989, for a maximum of 150 days.

SUBPART D: CERTIFICATION FOR PROMOTION

Section 150.430 Procedures
EMERGENCY

- The Board will provide each officer with official notification announcing the examination and requesting a written response respecting the officer's intention to participate.
- Candidates for promotion must complete examinations at the time designated by the Board in the official notification. No exceptions will be allowed.
- Such candidates must have taken the most recent examination offered by the Board to be eligible for certification for promotion. All candidates taking the examination for each rank will be advised of their total promotional score and standing.

Promotional Process Weight Factors

- The total promotional score will consist of the following factors and respective weights for the ranks designated:

Factors	SA Sgt, SA Msg	Sgt, Msg,	Lt, Capt, Maj
Written Examination	50		30
Performance Evaluation	45		35
Seniority in Rank	5		5
Assessment Center*	NA		30

*The Assessment Center program is a process of standardized evaluation of candidate behavior(s) utilizing job related dimensions empirically derived from the occupational analysis. Candidates will be observed, recorded and evaluated on realistic and job related management simulations by trained law enforcement executives of a rank equal to or at least one level above the candidates present rank.

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EMERGENCY AMENDMENTS

- 2) Each promotional score will be standardized by race/sex in accordance with Equal Employment Opportunity Commission regulations (29 CFR 1600 et seq. (July 1, 1982)) and Illinois Department of Human Rights guidelines.
- e) Candidates for the ranks of Lieutenant, Captain, Major, Special Agent Lieutenant, Special Agent Captain, and Special Agent Major whose combined written examination, performance evaluation, and seniority scores fall below the top 65% of candidates participating in each rank, are not eligible to participate in their respective Assessment Center.
- f) The Board will certify to the Director the top 65% of those Troopers, Sergeants, Special Agents and Special Agent Sergeants participating in the total promotional process. All Master Sergeants, Lieutenants, Captains, Special Agent Master Sergeants, Special Agent Lieutenants and Special Agent Captains participating in the total promotional process will be certified by the Board.
- g) There will be statewide certification lists for the ranks of Lieutenant/Special Agent Lieutenant, Captain/Special Agent Captain, and Major/Special Agent Major and Special Agent Lieutenant/Special Agent Captain and Special Agent Major. The certification lists for Sergeant and Master Sergeant will be according to Districts, and lists for Special Agent Sergeant and Special Agent Master Sergeant will be according to Areas.

h) The top ten (10) candidates on each certification list for all ranks are equally eligible for promotion by the Director; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration. The Director may promote accordingly any one of the eligible candidates in accordance with Equal Employment Opportunity Commission regulations (29 CFR 1600 et seq. (July 1, 1982)) and Illinois Department of Human Rights guidelines.

- 1) As promotions are accepted or waived, that candidate with the next highest total promotional score on the list becomes equally eligible for promotion; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration;
- 2) Eligible candidates on the certification list may decline an offer of promotion without losing position on the certification list. In the event of declination, that candidate with the next highest total promotional score becomes equally eligible for promotion; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration;

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EMERGENCY AMENDMENTS

- i) Upon written notification from the Department to the Board that a candidate on the certification list has been suspended, is on leave of absence, or has applied for disability benefits, the Board will remove the candidate's name from the certification list. The candidate's name will be restored on the list in a position in proper relation to the total promotional scores remaining when the suspension or leave of absence terminates or the disability is removed.
- j) The certification list shall remain in force until the new certification list has been established; however, in the event that a certification list becomes exhausted, the Director will file a written request with the Board asking for the certification of additional names on any one list if necessary to fill vacant positions.

(Source: Emergency Amendments at 13 Ill. Reg. 16607, effective Sept. 29, 1989 for a maximum of 150 days.)

PROPERTY TAX APPEAL BOARD

NOTICE OF MODIFICATION AND REFUSAL TO MODIFY TO MEET THE
OBJECTION OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: Procedures
- 2) Code Citation: 86 Ill. Adm. Code 1910
- 3) Section Numbers:

1910.30	<u>Action:</u>
1910.67	Modified
1910.69	Refused to Modify
	Refused to Modify
- 4) Date Notice of Proposed Rules Published in the Register:

June 9, 1989	13 Ill. Reg. 8790
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- 5) Date JCAR Statement of Objection Published in the Register:

September 8, 1989	13 Ill. Reg. 14125
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- 6) Summary of Action Taken by the Agency:

The Property Tax Appeal Board agreed to modify Section 1910.30(c) by removing the provision requiring payment of a filing fee. The Property Tax Appeal Board refused to modify Section 1910.67 and Section 1910.69 but agreed to seek legislation clarifying its authority to require payment of court reporter's fees by an appealing party in cases seeking changes of assessed valuation of \$25,000 or more.

BOARD OF REGENTS

NOTICE OF WITHDRAWAL TO MEET THE OBJECTION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: Procurement from Minority and Female Owned Business Enterprises
- 2) Code Citation: 44 Ill. Adm. Code 526
- 3) Section Numbers:

526.10	<u>Action:</u>
526.20	Withdrawal
526.30	Withdrawal
526.40	Withdrawal
526.50	Withdrawal
526.60	Withdrawal
526.70	Withdrawal
- 4) Date Notice of Proposed Rules Published in the Register:

March 3, 1989	13 Ill. Reg. 2746
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- 5) Date JCAR Statement of Objection Published in the Register:

September 8, 1989	13 Ill. Reg. 14117
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- 6) Summary of Action Taken by the Agency: The Board of Regents withdraws the proposed rules to permit further analysis of the impact of Richmond v. J.A. Croson Co. (U.S. , 109 S.Ct. 706, 1026 L.Ed. 854 (1989) and recently enacted amendments to the Illinois Minority and Female Business Enterprise Act.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of October 2, 1989 through October 6, 1989 and have been scheduled for review by the Committee at its November meeting. Other items not contained in this published list may also be considered by the Joint Committee at its November meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
11/16/89	Department of Public Aid, Medical Payment (89 Ill. Adm. Code 140)	7/14/89 13 Ill. Reg. 11157	November, 1989
11/16/89	State Board of Education, Learning Assessment and School Improvement Plans (23 Ill. Adm. Code 210)	6/9/89 13 Ill. Reg. 8766	November, 1989
11/16/89	State Board of Education, Certification (23 Ill. Adm. Code 25)	6/9/89 13 Ill. Reg. 8756	November, 1989
11/17/89	Department of Revenue, Retailers' Occupation Tax Regulations (86 Ill. Adm. Code 130)	12/23/88 12 Ill. Reg. 22097	November, 1989
11/17/89	Department of Conservation, Timber Harvest Fees (17 Ill. Adm. Code 1535)	8/11/89 13 Ill. Reg. 12931	November, 1989
11/20/89	Department of Employment Security, Employees' General Rights and Duties (56 Ill. Adm. Code 2815)	8/18/89 13 Ill. Reg. 13141	November, 1989
11/20/89	Illinois Commerce Commission, Hazardous Materials (92 Ill. Adm. Code 1605)	8/4/89 13 Ill. Reg. 12673	November, 1989
11/20/89	Department of Central Management Services, Pay Plan (80 Ill. Adm. Code 310)	7/7/89 13 Ill. Reg. 10725	November, 1989

PROCLAMATION

89-460

COLONIAL HERITAGE WEEK

Whereas, many of the pioneers who passed through and settled in Illinois came from the original colonies and were direct descendants of those colonists; and

Whereas, it is important to remember the heritage we have received from this era; and

Whereas, the Illinois State Society, Colonial Dames XVII Century, is dedicated to preserving the Colonial Era by fostering public interest through preservation of historic sites and records, offering scholarships, and assisting families in making authenticated genealogical records;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 1-7, 1989, as COLONIAL HERITAGE WEEK in Illinois, in an effort to revive public interest in this significant part of our nation's history.

Issued by the Governor September 29, 1989.

Filed with the Secretary of State October 10, 1989.

89-461

CRIME PREVENTION MONTH

Whereas, local law enforcement personnel in Illinois have been in the forefront of efforts to prevent crime and deter illegal drug abuse, which is at epidemic proportions; and

Whereas, many crimes are committed to support such drug use, and these crimes could be prevented; and

Whereas, police cannot be everywhere and need help to prevent crime, especially drug-related crime. Citizens can take steps to protect themselves, their property, and their neighborhoods; and

Whereas, Illinois citizens and law enforcement personnel working together have been successful in preventing crime and reducing drug abuse in their communities; and

Whereas, for the last four years, the Illinois Criminal Justice Information Authority and McGruff the Crime Dog have encouraged everyone to "Take a Bite Out of Crime" in Illinois; and

Whereas, crime prevention is truly everyone's business and merits the participation of citizens, law enforcement personnel, businesses, media, civic groups, and public officials;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 1989 as CRIME PREVENTION MONTH in Illinois in conjunction with the national observance, and I urge everyone to make crime prevention their business and to join with McGruff in commemorating this month.

Issued by the Governor September 29, 1989.

Filed with the Secretary of State October 10, 1989.

89-462

SHIMER COLLEGE WEEK

Whereas, Shimer College is an institution of higher learning dedicated to the development of its students as whole persons; and

Whereas, founded at Mount Carroll, Illinois in 1853 by Frances Wood Shimer, the college still retains her primary goal of "training minds to vigorous thought, enlarged views and practical efficiency" as its cornerstone of educational philosophy; and

Whereas, Shimer College has survived perpetual financial hardships and the lack of extensive recruiting or advertisement methods in its effort to maintain an atmosphere of creative thought; and

Whereas, Shimer's curriculum centers on discussion of "the great books," which are those considered to be the most influential writings and theories in the development of Western civilization; and

Whereas, the college was relocated in 1979 to Waukegan, where it presently has a strong comradery and working relationship with the city's government and private sector; and

Whereas, to mark its 10 years in Waukegan, Shimer College will hold a celebration October 22-29, 1989, featuring musical performances, art displays, theater performances, and other activities;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 22-29, 1989, as SHIMER COLLEGE WEEK in Illinois, hoping that this institution may long continue as one of our country's finest colleges.

Issued by the Governor September 29, 1989.

Filed with the Secretary of State October 10, 1989.

89-463

FIRE PREVENTION WEEK

Whereas, children playing with fire is the leading cause of fire deaths among the very young, killing three of every ten preschool children who die in residential fires; and

Whereas, matches and lighters are what children playing with fire most often use; and

Whereas, about 75 percent of U.S. residential fires began with a match or lighter; and

Whereas, teaching appropriate fire safety behaviors to children has been proven to save lives; and

Whereas, the fire service of Illinois is dedicated to protecting the safety of life and property of its citizens from the devastating effects of fire and recognizes the value of fire safety education, particularly for the very young; and

Whereas, the members of the fire service are joined by the citizens of this state and businesses, schools, service clubs,

and organizations in their fire prevention efforts;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 8-14, 1989, as FIRE PREVENTION WEEK in Illinois. This week commemorates the Great Chicago Fire of 1871, which killed 250 people, left 100,000 homeless, and destroyed over 17,400 buildings. I call upon the people of Illinois to participate in activities at home, work, and school, and to remember, as the 1989 National Fire Prevention Week theme suggests: "Big Fires Start Small: Keep matches and lighters in the right hands."

Issued by the Governor October 2, 1989.

Filed with the Secretary of State October 10, 1989.

89-464

HOME CARE WEEK

Whereas, the more than 200 member agencies of the Illinois Council of Home Health Services are dedicated to the provision of high quality patient care in the home; and

Whereas, these home health agency services include nursing, physical, occupational and speech therapies, medical social services, home health aide and homemakers; and

Whereas, these services are provided to persons of all ages who are ill or disabled in their homes, thereby preventing unnecessary institutionalization; and

Whereas, home health care is often less costly than that of institutions; and

Whereas, most people would prefer to remain at home in familiar surroundings;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim November 26-December 2, 1989, as HOME CARE WEEK in Illinois, in honor of the 29th anniversary of the Illinois Council of Home Health Services.

Issued by the Governor October 3, 1989.

Filed with the Secretary of State October 10, 1989.

89-465

OPERATION ABLE DAY

Whereas, individuals over the age of 50 account for a rapidly growing segment of this state's population; and

Whereas, a large portion of that segment is healthy, able-bodied, willing to work, experienced and qualified, but still unable to obtain employment; and

Whereas, Operation ABLE and its network of 50 Chicago and suburban not-for-profit employment agencies have been instrumental in assisting in the placement of older workers in income-producing jobs; and

Whereas, Operation ABLE with cosponsors Channel 5/WMAQ-TV and the Private Industry Council of Suburban Cook County have joined

together to present the 10th Annual Free Job Fair for Workers Past 50 on Thursday, October 12, at the Chicago Cultural Center; and

Whereas, these job fairs bring thousands of older workers together with hundreds of employers to discuss job opportunities in this state. The job search skills of these workers will be enhanced by their attendance at workshops;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 12, 1989, as OPERATION ABLE DAY in Illinois. I urge all citizens and employers to join with me in honoring Operation ABLE, its network of older worker employment agencies and its cosponsors, and all the cooperating agencies that have worked to make possible this 10th Annual Job Fair for Workers Past 50.

Issued by the Governor October 3, 1989.

Filed with the Secretary of State October 10, 1989.

89-466

SAFE SCHOOLS WEEK

Whereas, schools make substantial contributions to the future of America and to the development of our nation's young people as knowledgeable, responsible, and productive citizens; and

Whereas, excellence in education is dependent on safe, secure, and peaceful school settings; and

Whereas, the safety and well being of many students, teachers, and school staff are unnecessarily jeopardized by crime and violence, such as substance abuse, gangs, bullying, poor discipline, vandalism, and absenteeism in our schools; and

Whereas, it is the responsibility of all citizens to enhance the learning experience of young people by helping to ensure fair and effective discipline, promote good citizenship, and generally make schools safe and secure; and

Whereas, programs of numerous schools and school districts throughout Illinois, along with national programs, are among the keys to focusing public attention on school safety;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 15-21, 1989 as SAFE SCHOOLS WEEK in Illinois, and I urge all citizens to recognize the importance of safety in our schools.

Issued by the Governor October 3, 1989.

Filed with the Secretary of State October 10, 1989.

89-467

ARMY ROTC WEEK

Whereas, the United States Army Reserve Officers' Training Corps (ROTC) provides exceptional leadership instruction at 11 of Illinois' leading colleges and universities; and

Whereas, the ROTC's purpose is to develop selected men and

women for positions of responsibility as officers in the active Army, Army National Guard and Army Reserves; and

Whereas, the efficiency and vitality of our military greatly depend upon the high caliber of young officer accessions, more than half of which are obtained each year through the ROTC program; and

Whereas, many civilian and government leaders in our state and in our country have been ROTC members; and

Whereas, the ROTC is one of the most respected organizations in the nation;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim April 15-21, 1990, as ARMY ROTC WEEK in Illinois, in recognition of the graduates of this outstanding program.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-468

BREAST CANCER AWARENESS DAY

Whereas, Illinois' breast cancer death rate is 35.3 deaths per 100,000 women, the 11th highest breast cancer death rate nationally; and

Whereas, researchers have made significant progress in the field of breast cancer during the past two decades and their achievements have revolutionized the approach to the disease. Today's breast cancer patient has an array of surgery and treatment options and more cause for optimism; and

Whereas, because women have become more active participants in selecting their course of treatment, it is more important than ever that they understand breast cancer and what can be done for it. Information could save thousands of lives;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 17, 1989, as BREAST CANCER AWARENESS DAY in Illinois, and encourage Illinoisans to strive to increase their knowledge about the effects, prevention, and treatment of the disease.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-469

DOUBLE TEN DAY

Whereas, on October 10, 1989, the Chicago Office of the Coordination Council of North American Affairs will observe the seventy-eight anniversary of the founding of the Republic of China; and

Whereas, this anniversary date is often referred to as Double Ten Day; and

Whereas, Illinois and the Republic of China continue to share

a productive working relationship which serves the best interest of their citizens; and

Whereas, the benefits of such relationships in the era of increasing international exchange are far-reaching and immeasurable;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 10, 1989, as DOUBLE TEN DAY in Illinois.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-470

ILLINOIS PARALEGAL ASSOCIATION DAY/
PARALEGAL/LEGAL ASSISTANT DAY

Whereas, paralegals aid in the efficient delivery of legal service to the public; and

Whereas, the Illinois Paralegal Association, the first professional paralegal organization in Illinois, was established in November of 1972 in response to the growing need for an organized professional association for paralegals; and

Whereas, the Illinois Paralegal Association promotes and maintains high standards in the paralegal profession by offering and encouraging continuing education for paralegals; and

Whereas, the Illinois Paralegal Association establishes and maintains mutually beneficial working relationships with other paralegal organizations and with local, state, and national bar associations; and

Whereas, the Illinois Paralegal Association has fostered the creative expansion of the paralegal profession in Illinois; and

Whereas, October 18, 1989, marks the celebration of the 17th anniversary of its founding;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 18, 1989, as ILLINOIS PARALEGAL ASSOCIATION DAY and PARALEGAL/LEGAL ASSISTANT DAY in Illinois.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-471

MYASTHENIA GRAVIS AWARENESS WEEK

Whereas, Myasthenia Gravis is often referred to as "the disease nobody knows." This neuro-muscular disorder can affect anyone, regardless of age, race or sex; and

Whereas, originally diagnosed in the 17th century, this potentially fatal disorder currently afflicts about 240,000 Americans. Only in the last two decades has any real progress been made in diagnosing and treating this disease, largely through the efforts of the Myasthenia Gravis Foundation; and

Whereas, the diagnosis of Myasthenia Gravis is difficult due

to is similarities to other disorders, so public awareness must be heightened. Medical professionals also need further education in its symptoms in order to ensure proper care and treatment for our citizens;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 22-29, 1989, as MYASTHENIA GRAVIS AWARENESS WEEK in Illinois.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-472

SCORE WEEK

Whereas, the volunteer counseling group known as the Service Corps of Retired Executives Association (SCORE), sponsored by the U.S. Small Business Administration, has provided management counseling to the small business owners in Illinois and throughout the United States; and

Whereas, this counseling service has been provided without charge and given with the purpose of helping businesses become more successful and profitable, as well as encouraging our citizens to become entrepreneurs, thereby helping themselves, their communities, and their country; and

Whereas, the SCORE Association will celebrate 25 years of service to America on the week of October 2-6, 1989;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 2-6, 1989, as SCORE WEEK in Illinois, and I ask all citizens to share a deep pride in the many accomplishments of small businessmen and women, and recognize the invaluable contribution SCORE has made to our free enterprise system.

Issued by the Governor October 5, 1989.

Filed with the Secretary of State October 10, 1989.

89-473

CHOICES DAY

Whereas, the U S WEST Education Foundation was formed on June 10, 1985, as a nonprofit public charity; and

Whereas, the foundation's flagship program is CHOICES, a seminar presented to eighth and ninth graders which conveys the relevance of education in preparation for adult life; and

Whereas, the seminar is a decision-making model focusing on motivation, time management, academic decisions and career consequences; and

Whereas, on October 11, 1989, corporations and organizations across 42 states nationally will celebrate the one millionth student to attend choices;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 11, 1989, as CHOICES DAY in Illinois,

and I commend the program volunteers who are making an effort to show students that the decisions they make today can affect the rest of their lives.

Issued by the Governor October 6, 1989.

Filed with the Secretary of State October 10, 1989.

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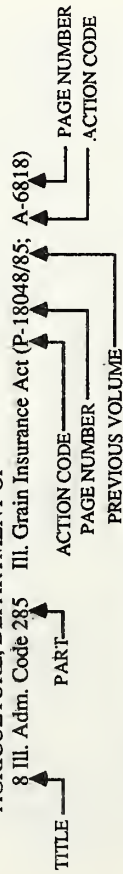
ACTION CODES

ICAR - Joint Committee on Administrative Rules

A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PF - Prohibited Filing Ordered by ICAR
C - Notice of Corrections	PP - Peremptory or Court ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet ICAR objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet ICAR objections	S - Suspension ordered by ICAR
O - ICAR Statement of Objections	W - Withdrawal to meet ICAR objections

EXAMPLE:

AGRICULTURE, DEPARTMENT OF



ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

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89 Ill. Adm. Code 230	Older Americans Act Programs (P-14777/88; A-2015) (P-12137/88; A-3054) (P-13119) (P-14499)

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8 Ill. Adm. Code 110	Animal Diagnostic Laboratory Act (P-19153/88; A-3617) (P-15911)
8 Ill. Adm. Code 25	Animal Welfare Act (P-19164/88; A-3628)
8 Ill. Adm. Code 75	Bovine Brucellosis (P-19172/88; W-2166)
8 Ill. Adm. Code 20	Definitions (P-19178/88; W-2166)
8 Ill. Adm. Code 85	Diseased Animals (P-19185/88; A-3642) (P-15926)
8 Ill. Adm. Code 700	Farmstead Preservation Act (P-14786/88; A-285) (P-2598; A-10489) (P-17139/88; A-3653)
68 Ill. Adm. Code 600	Grain Dealers (P-19795/88; A-3665)
8 Ill. Adm. Code 80	Ill. Bovine Tuberculosis Eradication Act (P-19196/88; A-3676) (P-15938)
8 Ill. Adm. Code 90	Ill. Dead Animal Disposal Act (P-19201/88; A-3681)
8 Ill. Adm. Code 115	Ill. Pseudorabies Control Act (P-19218/88; A-3683) (P-15942)
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68 Ill. Adm. Code 610	Livestock Dealer Licensing (P-19205/88; A-3690)
8 Ill. Adm. Code 45	Marketing Center (Livestock) (P-15956)
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2 Ill. Adm. Code 700	Organizational Chart, Description, Rulemaking Procedure, & Programs (A-5066)

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8 Ill. Adm. Code 100	Swine Brucellosis (P-15960)
8 Ill. Adm. Code 105	Swine Disease Control & Eradication Act (P-20309/88; A-3715) (P-15968)

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80 Ill. Adm. Code 302	Ment & Fitness (P-1639; A-12970) (P-15813/88; A-3723) (P-10569/88; A-10820)
80 Ill. Adm. Code 310	Pay Plan (P-20584/88; RC-1254) (P-1296; A-8849) (P-2392; A-11451) (PP-8080) (PP-8970) (P-10725; C-12647) (E-10967; O-14136) (P-11117) (E-11854) (PP-12887) (P-15141)

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80 Ill. Adm. Code 2110	State of Ill. Dependent Care Assistance Plan (P-1; A-9259) (E-214)
44 Ill. Adm. Code 5040	State Vehicles & Garage (P-4071; A-13829)

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89 Ill. Adm. Code 385	Background Checks (P-13744/88; A-5917)
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89 Ill. Adm. Code 310	Delivery of Youth Services Funded by the Department of Children & Family Services (P-11935/88; O-3412; RC-3414; R-7483; A-7308)
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89-418	Mexican Independence Celebration Week	15504
89-419	Ukrainian Heritage Week	15504
89-420	Child Care Worker Week	15504
89-421	Midwest Hispanic Aids Coalition Awareness Week	15505
89-422	Quality Month	15505
89-423	Vista Volunteer Recognition Day	15506
89-424	World Food Day	15506
89-425	Family Health Month	15507
89-426	Ill. Association For Counseling And Development Day	15507
89-427	American Indian History Month	15903
89-428	Family Week	15903
89-429	Health Care Materials Management Week	15903
89-430	International Year Of Bible Reading	15904
89-431	Spinal Health Care Month	15904
89-432	St. Louis Community Leadership Awards Day	15905
89-433	Brown's Business College Day	15905
89-434	Certified Public Accountant Week	15906
89-435	Chiropractic Health Care Month	15906
89-436	Grandparents Day	15907
89-437	Mental Illness Awareness Week	15907

PROCLAMATIONS (CONT'D)

89-438	Arlington Reads Month	15908
89-439	Learning Disabilities Month	15908
89-440	Eta Phi Beta Day	16199
89-441	Futures And Options Week	16199
89-442	High Tech Entrepreneur Week	16200
89-443	Scottish Culture Week	16200
89-444	BNai B'Rith Week	16201
89-445	Foreign Language Global Education Week	16201
89-446	Housing Now! Week	16202
89-447	Women's Army Corps Veterans Days	16202
89-448	World Population Awareness Week	16203
89-449	Midwest Women's Center Client Reunion Day	16203
89-450	Physical Therapy Week	16204
89-451	Polish-American Heritage Month	16204
89-452	Young Reader's Day	16205
89-453	Disability Employment Awareness Month	16205
89-454	Disability Independence Day	16206
89-455	Emergency Nurses Day	16207
89-456	YWCA Day	16207
89-457	Homemakers Extension Association Week	16207
89-458	Metric Week	16208
89-459	Mike Singleary Day	16208
89-460	Colonial Heritage Week	16616
89-461	Crime Prevention Month	16616
89-462	Shiner College Week	16617
89-463	Fire Prevention Week	16617
89-464	Home Care Week	16618
89-465	Operation Able Day	16618
89-466	Safe Schools Week	16619
89-467	Army ROTC Week	16619
89-468	Breast Cancer Awareness Day	16620
89-469	Double Ten Day	16620
89-470	Ill. Paralegal Association Day/Paralegal/Legal Assistant Day	16621
89-471	Myasthenia Gravis Awareness Week	16621
89-472	Score Week	16622
89-473	Choices Day	16622

The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-8577/86; A-724)) The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
re	= reclassified	F	= Failure to Remedy
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PP	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

TITLE 1

300.100	n	(P-8511/88; A-8407)
300.200	n	(P-8511/88; A-8407)
300.300	n	(P-8511/88; A-8407)
300.400	n	(P-8511/88; A-8407)
300.Ap. A	n	(P-8511/88; A-8407)

TITLE 2

160.101	re	(A-9497)
160.102	re	(A-9497)
160.201	re	(A-9497)
160.202	re	(A-9497)
160.203	re	(A-9497)
160.301	re	(A-9497)
160.302	re	(A-9497)
160.303	re	(A-9497)
160.304	re	(A-9497)
160.305	re	(A-9497)
160.401	re	(A-9497)
160.402	re	(A-9497)
160.403	re	(A-9497)
160.404	re	(A-9497)
160.405	re	(A-9497)
160.406	re	(A-9497)
160.407	re	(A-9497)
160.501	re	(A-9497)
160.502	re	(A-9497)
160.503	re	(A-9497)
160.Ap. A	re	(A-9497)
160.Ap. B	re	(A-9497)
161.101	re	(A-9509)
161.102	re	(A-9509)
161.201	re	(A-9509)

TITLE 2 (CONT'D)

161.202	re	(A-9509)
161.203	re	(A-9509)
161.204	re	(A-9509)
161.205	re	(A-9509)
161.301	re	(A-9509)
161.302	re	(A-9509)
161.303	re	(A-9509)
161.304	re	(A-9509)
161.401	re	(A-9509)
161.402	re	(A-9509)
161.403	re	(A-9509)
161.501	re	(A-9509)
161.502	re	(A-9509)
161.503	re	(A-9509)
161.504	re	(A-9509)
161.601	re	(A-9509)
161.602	re	(A-9509)
161.603	re	(A-9509)
161.604	re	(A-9509)
161.Ap. A	re	(A-9509)
700.Ap. D	am	(A-5066)
850.15	n	(A-1510)
850.20	am	(A-1510)
850.30	am	(A-1510)
850.110	am	(A-1510)
850.120	am	(A-1510)
850.130	am	(A-1510)
850.205	n	(A-1510)
850.210	am	(A-1510)
850.220	am	(A-1510)
850.230	am	(A-1510)
850.240	am	(A-1510)

[illegible]

TITLE 11 (CONT'D)			TITLE 14 (CONT'D)			TITLE 17			TITLE 14 (CONT'D)		
439.110	n	(P-13519)	1770.130	n	(P-1029888; O-3419; R-8116; A-7908)	176.11	am	(P-1770888; A-5197)	620.70	am	(P-1479788; A-1758)
439.120	n	(P-13519)	1770.130	r	(P-10331888; A-7906)	177.10	n	(P-2043488; A-4937)	620.80	am	(P-1479788; A-1758)
439.130	n	(P-13519)	1770.140	n	(P-1029888; O-3419; R-8116; A-7908)	177.20	n	(P-2043488; A-4937)	620.90	am	(P-1479788; A-1758)
502.40	am	(P-1810588; A-4931)	1770.140	r	(P-1033188; A-7906)	177.30	n	(P-2043488; A-4937)	630.20	am	(P-498788; A-4164)
502.120	am	(P-1775588; A-1562)	1770.150	n	(P-1029888; O-3419; R-8116; A-7908)	177.40	n	(P-2043488; A-4937)	630.40	am	(P-498788; A-4164)
502.600	am	(P-1775588; A-1562)	1770.150	r	(P-1033188; A-7906)	177.50	n	(P-2043488; A-4937)	1176.410	am	(A-15763)
509.40	am	(P-10171)	1770.160	n	(P-1029888; O-3419; R-8116; A-7908)	200.114	n	(P-2093788; A-15365)			
1308.20	am	(P-1776688; O-1268; R-2167; A-2156)	1770.160	r	(P-1033188; A-7906)	200.201	am	(P-2093788; A-15365)			
1308.30	n	(P-1776688; O-1268; R-2167; A-2156)	1770.170	n	(P-1029888; O-3419; R-8116; A-7908)	200.202	am	(P-2093788; A-15365)			
1308.40	n	(P-1776688; O-1268; R-2167; A-2156)	1770.170	r	(P-1033188; A-7906)	200.203	am	(P-2093788; A-15365)			
1409.120	am	(P-1776188; O-1266; R-1906; A-1841)	1770.180	n	(P-1029888; O-3419; R-8116; A-7908)	470.110	n	(P-1523988; A-11441)			
1409.130	am	(P-1776188; O-1266; R-1906; A-1841)	1770.180	r	(P-1033188; A-7906)	470.120	n	(P-1523988; A-11441)			
1409.132	r	(P-1776188; A-1841)	1770.190	n	(P-1029888; O-3419; R-8116; A-7908)	470.220	n	(P-1523988; A-11441)			
1410.10	am	(P-434588; A-1846)	1770.190	r	(P-1033188; A-7906)	470.230	n	(P-1523988; A-11441)			
1410.15	r	(P-434588; A-1846)	1770.200	n	(P-1029888; O-3419; R-8116; A-7908)	470.240	n	(P-1523988; A-11441)			
1770.10	n	(P-1029888; O-3419; R-8116; A-7908)	1770.200	r	(P-1033188; A-7906)	470.250	n	(P-1523988; A-11441)			
1770.10	r	(P-1033188; A-7906)	1770.210	r	(P-1033188; A-7906)	470.260	n	(P-1523988; A-11441)			
1770.20	n	(P-1029888; O-3419; R-8116; A-7908)	1770.220	r	(P-1033188; A-7906)	470.270	n	(P-1523988; A-11441)			
1770.30	n	(P-1029888; O-3419; R-8116; A-7908)				470.280	n	(P-1523988; A-11441)			
1770.30	r	(P-1033188; A-7906)				470.290	n	(P-1523988; A-11441)			
1770.40	n	(P-1029888; O-3419; R-8116; A-7908)				470.310	n	(P-1523988; A-11441)			
1770.40	r	(P-1033188; A-7906)				520.700	am	(P-4985)			
130.246	am	(P-1029888; O-3419; R-8116; A-7908)				520.710	am	(P-4985)			
130.270	am	(P-1029888; O-3419; R-8116; A-7908)				520.720	am	(P-4985)			
130.280	am	(P-1033188; A-7906)				520.730	am	(P-4985)			
130.436	n	(P-1029888; O-3419; R-8116; A-7908)				520.740	am	(P-4985)			
130.510	am	(P-1033188; A-7906)				520.750	am	(P-4985)			
130.530	n	(P-1029888; O-3419; R-8116; A-7908)				520.900	am	(P-15975) (E-16117)			
130.550	n	(P-1033188; A-7906)				520.910	am	(P-15975) (E-16117)			
130.610	am	(P-1029888; O-3419; R-8116; A-7908)				520.930	am	(P-15975) (E-16117)			
130.630	n	(P-1033188; A-7906)				520.1000	am	(P-4985)			
130.650	n	(P-1029888; O-3419; R-8116; A-7908)				520.1010	am	(P-4985)			
130.710	am	(P-1033188; A-7906)				520.1020	am	(P-4985)			
130.715	n	(P-1029888; O-3419; R-8116; A-7908)				520.1030	am	(P-4985)			
130.730	n	(P-1033188; A-7906)				525.10	n	(P-13356) (E-13649)			
130.750	n	(P-1029888; O-3419; R-8116; A-7908)				525.20	n	(P-13356) (E-13649)			
130.810	am	(P-1033188; A-7906)				525.30	n	(P-13356) (E-13649)			
130.820	n	(P-1029888; O-3419; R-8116; A-7908)				525.40	n	(P-13356) (E-13649)			
130.826	am	(P-1033188; A-7906)				525.50	n	(P-13356) (E-13649)			
130.840	am	(P-1029888; O-3419; R-8116; A-7908)				525.60	n	(P-13356) (E-13649)			
130.846	am	(P-1033188; A-7906)				525.70	n	(P-13356) (E-13649)			
130.847	n	(P-1029888; O-3419; R-8116; A-7908)				525.80	n	(P-13356) (E-13649)			
130.860	n	(P-1033188; A-7906)				570.30	am	(P-2071487; A-58)			
170.20	r	(P-1029888; O-3419; R-8116; A-7908)				590.10	am	(P-1524988; A-2028)			
						590.80	n	(P-1524988; A-2028)			
						590.81	n	(P-1524988; A-2028)			
						590.90	n	(P-1524988; A-2028)			
						590.91	n	(P-1524988; A-2028)			
						590.92	n	(P-1524988; A-2028)			
						590.93	n	(P-1524988; A-2028)			
						620.10	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			
						620.20	am	(P-1479788; A-1758)			
						620.30	am	(P-1479788; A-1758)			
						620.40	am	(P-1479788; A-1758)			
						620.50	am	(P-1479788; A-1758)			
						620.60	am	(P-1479788; A-1758)			
						620.70	am	(P-1479788; A-1758)			
						620.80	am	(P-1479788; A-1758)			
						620.90	am	(P-1479788; A-1758)			
						620.10	am	(P-1479788; A-1758)			

TITLE 17 (CONT'D)		
650.22	ann	(P-4442; A-12853)
650.40	ann	(P-4442; A-12853)
650.50	ann	(P-4442; A-12853)
650.60	ann	(P-4442; A-12853)
670.20	ann	(P-5052; A-12839)
670.30	ann	(P-5052; A-12839)
670.40	ann	(P-5052; A-12839)
670.50	ann	(P-5052; A-12839)
670.55	ann	(P-5052; A-12839)
670.60	ann	(P-5052; A-12839)
690.30	ann	(P-2641; A-10606)
701.10	ann	(P-20993/88; A-5090) (P-15534)
710.20	ann	(P-20993/88; A-5090; O-5796) (P-15534)
710.30	ann	(P-15534)
710.50	ann	(P-20993/88; A-5090) (P-15534)
715.10	n	(P-7854; A-14950)
715.20	n	(P-7854; A-14950)
715.30	n	(P-7854; A-14950)
715.40	n	(P-7854; A-14950)
720.10	ann	(P-4435; A-12831)
720.20	ann	(P-4435; A-12831)
720.40	ann	(P-4435; A-12831)
730.20	ann	(P-2609; A-10513)
730.30	ann	(P-2609; A-10513)
740.10	ann	(P-4458; A-12869)
740.20	ann	(P-4458; A-12869) (E-15118)
810.30	ann	(P-1690; A-8419)
810.40	ann	(P-1690; A-8419) (E-14085)
810.70	ann	(P-1690; A-8419)
810.100	n	(E-12643)
870.10	r	(P-3264; A-10575)
870.10	n	(P-3213; A-10503)
870.15	r	(P-3264; A-10575)
870.20	r	(P-3264; A-10575)
870.20	n	(P-3213; A-10503)
870.30	n	(P-3213; A-10503)
870.30	r	(P-3264; A-10575)
870.40	n	(P-3213; A-10503)
870.50	n	(P-3213; A-10503)
870.60	n	(P-3213; A-10503)
930.45	ann	(P-3262; A-10572)
960.10	n	(P-7515; A-14921)
960.20	n	(P-7515; A-14921)
960.30	n	(P-7515; A-14921)
960.40	n	(P-7515; A-14921)
960.50	n	(P-7515; A-14921)
970.10	n	(P-7518)
970.20	n	(P-7518)
970.30	n	(P-7518)
970.40	n	(P-7518)
970.50	n	(P-7518)
970.60	n	(P-7518)
1010.25	ann	(P-20325/88; A-4179)
1010.30	ann	(P-20325/88; A-4179)

[illegible]

TITLE 32 (CONT'D)

350.3080	am	(P-1985/88; A-13592)
351.1080	am	(P-15980)
351.3030	am	(P-1986/88; A-13605)
360.10	am	(P-1385/88; A-803)
360.20	am	(P-1385/88; A-803)
360.30	am	(P-1385/88; A-803)
360.40	am	(P-1385/88; A-803)
360.50	am	(P-1385/88; A-803)
360.60	am	(P-1385/88; A-803)
360.70	am	(P-1385/88; A-803)
360.80	am	(P-1385/88; A-803)
360.90	am	(P-1385/88; A-803)
360.100	am	(P-1385/88; A-803)
360.Ap. A	am	(P-1385/88; A-803)
360.Tb. A	am	(P-1385/88; A-803)
360.Tb. B	am	(P-1385/88; A-803)
360.Tb. C	am	(P-1385/88; A-803)
400.10	am	(P-1984/88; A-13581)
400.110	am	(P-1984/88; A-13581)
400.120	am	(P-1984/88; A-13581)
400.130	am	(P-1984/88; A-13581)
400.140	am	(P-1984/88; A-13581)
400.150	am	(P-1984/88; A-13581)
400.160	am	(P-1984/88; A-13581)
400.170	am	(P-1984/88; A-13581)
401.170	am	(P-982; A-15005)
410.10	am	(P-1384/88; A-342)
410.20	am	(P-1384/88; A-342)
410.30	am	(P-1384/88; A-342)
410.40	am	(P-1384/88; A-342)
410.50	am	(P-1384/88; A-342)
410.60	am	(P-1384/88; A-342)
410.70	am	(P-1384/88; A-342)
410.80	am	(P-1384/88; A-342)
410.II. A	n	(P-1384/88; A-342)
410.II. B	n	(P-1384/88; A-342)
700.10	n	(P-9645)
700.20	n	(P-9645)
700.30	n	(P-9645)
700.40	n	(P-9645)
700.50	n	(P-9645; O-15883; RC-15886)
700.60	n	(P-9645)
700.70	n	(P-9645)

TITLE 35

101.101	n	(P-14822/88; A-12055)
101.101	r	(P-14853/88; A-12092)
101.101	n	(P-14822/88; A-12055)
101.102	r	(P-14853/88; A-12092)
101.102	n	(P-14822/88; A-12055)
101.103	r	(P-14853/88; A-12092)
101.103	n	(P-14822/88; A-12055)
101.104	r	(P-14853/88; A-12092)
101.104	n	(P-14822/88; A-12055)
101.105	r	(P-14853/88; A-12092)
101.105	n	(P-14822/88; A-12055)

TITLE 35 (CONT'D)

101.106	r	(P-14853/88; A-12092)
101.106	n	(P-14822/88; O-8135; R-12147; A-12055)
101.107	r	(P-14853/88; A-12092)
101.107	n	(P-14822/88; A-12055)
101.108	r	(P-14853/88; A-12092)
101.108	n	(P-14822/88; A-12055)
101.109	r	(P-14853/88; A-12092)
101.109	n	(P-14822/88; A-12055)
101.110	r	(P-14853/88; A-12092)
101.110	n	(P-14822/88; A-12055)
101.120	n	(P-14853/88; A-12092)
101.120	n	(P-14822/88; O-8135; R-12147; A-12055)
101.121	r	(P-14853/88; A-12092)
101.121	n	(P-14822/88; A-12055)
101.122	r	(P-14853/88; A-12092)
101.122	n	(P-14822/88; A-12055)
101.140	r	(P-14853/88; A-12092)
101.140	n	(P-14822/88; A-12055)
101.141	n	(P-14822/88; A-12055)
101.142	n	(P-14822/88; A-12055)
101.143	n	(P-14822/88; A-12055)
101.144	n	(P-14822/88; A-12055)
101.160	n	(P-14822/88; A-12055)
101.161	n	(P-14822/88; A-12055)
101.162	n	(P-14822/88; A-12055)
101.180	n	(P-14822/88; A-12055)
101.181	n	(P-14822/88; A-12055)
101.200	n	(P-14822/88; A-12055)
101.220	n	(P-14822/88; A-12055)
101.221	n	(P-14822/88; A-12055)
101.240	n	(P-14822/88; A-12055)
101.241	n	(P-14822/88; O-8135; R-12147; A-12055)
101.242	n	(P-14822/88; A-12055)
101.243	n	(P-14822/88; O-8135; R-12147; A-12055)
101.244	n	(P-14822/88; A-12055)
101.245	n	(P-14822/88; O-8135; R-12147; A-12055)
101.246	n	(P-14822/88; A-12055)
101.247	n	(P-14822/88; A-12055)
101.260	n	(P-14822/88; A-12055)
101.261	n	(P-14822/88; A-12055)
101.280	n	(P-14822/88; A-12055)
101.281	n	(P-14822/88; A-12055)
101.300	n	(P-14822/88; A-12055)
101.301	n	(P-14822/88; A-12055)
101.302	n	(P-14822/88; A-12055)
101.303	n	(P-14822/88; A-12055)
101.304	n	(P-14822/88; A-12055)
101.Ap. A	r	(P-14853/88; A-12092)
101.Ap. A	n	(P-14822/88; A-12055)
101.II. A	n	(P-14853/88; A-12092)
101.II. B	n	(P-14822/88; A-12055)
101.II. C	n	(P-14822/88; A-12055)

TITLE 35 (CONT'D)

101.II.D	n	(P-14822/88; A-12055)
101.II.E	n	(P-14822/88; A-12055)
101.II.F	n	(P-14822/88; A-12055)
101.Ap. B	n	(P-14822/88; A-12055)
101.Ap. C	n	(P-14822/88; A-12055)
101.Ap. D	n	(P-14822/88; A-12055)
101.Ap. E	n	(P-14822/88; A-12055)
101.II. A	n	(P-14822/88; A-12055)
101.II. B	n	(P-14822/88; A-12055)
102.100	n	(P-14696)
102.101	n	(P-14696)
102.101	r	(P-14727)
102.102	n	(P-14696)
102.102	r	(P-14727)
102.103	n	(P-14696)
102.104	n	(P-14696)
102.120	n	(P-14696)
102.120	r	(P-14727)
102.121	n	(P-14696)
102.121	r	(P-14727)
102.122	n	(P-14696)
102.122	r	(P-14727)
102.123	n	(P-14696)
102.123	r	(P-14727)
102.124	n	(P-14696)
102.140	n	(P-14696)
102.140	r	(P-14727)
102.141	n	(P-14696)
102.142	n	(P-14696)
102.160	n	(P-14696)
102.161	r	(P-14727)
102.161	n	(P-14696)
102.161	r	(P-14727)
102.162	n	(P-14696)
102.162	r	(P-14727)
102.163	n	(P-14696)
102.163	r	(P-14727)
102.164	r	(P-14727)
102.180	n	(P-14696)
102.180	r	(P-14727)
102.181	n	(P-14696)
102.181	r	(P-14727)
102.182	n	(P-14696)
102.182	r	(P-14727)
102.200	n	(P-14696)
102.200	r	(P-14727)
102.201	n	(P-14696)
102.201	r	(P-14727)
102.202	n	(P-14696)
102.202	r	(P-14727)
102.220	n	(P-14696)
102.220	r	(P-14727)
102.221	n	(P-14696)
102.221	r	(P-14727)
102.240	n	(P-14696)
102.241	n	(P-14696)

TITLE 35 (CONT'D)

102.242	n	(P-14696)
102.260	n	(P-14696)
102.261	n	(P-14696)
102.262	n	(P-14696)
102.280	n	(P-14696)
102.281	n	(P-14696)
102.282	n	(P-14696)
102.283	n	(P-14696)
102.284	n	(P-14696)
102.285	n	(P-14696)
102.300	n	(P-14696)
102.301	n	(P-14696)
102.320	n	(P-14696)
102.340	n	(P-14696)
102.341	n	(P-14696)
102.342	n	(P-14696)
102.343	n	(P-14696)
102.344	n	(P-14696)
102.345	n	(P-14696)
102.346	n	(P-14696)
102.347	n	(P-14696)
102.348	n	(P-14696)
102.360	n	(P-14696)
102.361	n	(P-14696)
102.362	n	(P-14696)
102.363	n	(P-14696)
102.Ap. A	r	(P-14727)
106.415	am	(P-14634)
106.506	am	(P-14634)
106.602	am	(P-14634)
106.604	am	(P-14634)
106.701	n	(P-14865/88; A-12094)
106.702	n	(P-14865/88; A-12094)
106.703	n	(P-14865/88; A-12094)
106.704	n	(P-14865/88; A-12094)
106.705	n	(P-14865/88; A-12094)
106.706	n	(P-14865/88; A-12094)
106.707	n	(P-14865/88; A-12094)
106.708	n	(P-14865/88; A-12094)
106.709	n	(P-14865/88; A-12094)
106.710	n	(P-14865/88; A-12094)
106.711	n	(P-14865/88; A-12094)
106.712	n	(P-14865/88; A-12094)
106.713	n	(P-14865/88; A-12094)
106.714	n	(P-14865/88; A-12094)
106.715	n	(P-14865/88; A-12094)
106.801	n	(P-14865/88; A-12094)
106.802	n	(P-14865/88; A-12094)
106.803	n	(P-14865/88; A-12094)
106.804	n	(P-14865/88; A-12094)
106.805	n	(P-14865/88; A-12094)
106.806	n	(P-14865/88; A-12094)
106.807	n	(P-14865/88; A-12094)
106.808	n	(P-14865/88; A-12094)
106.901	n	(P-14865/88; A-12094)
106.902	n	(P-14865/88; A-12094)

TITLE 35 (CONT'D)			TITLE 35 (CONT'D)			TITLE 35 (CONT'D)				
106.903	n	(P-14865788; A-12094)	230.180	r	(P-9223)	230.Ap. F	(P-9223)	263.501	r	(P-16352788; A-9513)
106.904	n	(P-14865788; A-12094)	230.190	r	(P-9223)	231.110	r	(P-9212)	r	(P-16346788; A-9513)
106.905	n	(P-14865788; A-12094)	230.200	r	(P-9223)	230.200	r	(P-9212)	r	(P-16346788; A-9513)
106.906	n	(P-14865788; A-12094)	230.210	r	(P-9223)	230.210	r	(P-9212)	r	(P-16346788; A-9513)
106.907	n	(P-14865788; A-12094)	230.212	r	(P-9223)	231.130	r	(P-9212)	r	(P-16346788; A-9513)
107.100	r	(P-14933788; A-12116)	230.220	r	(P-9223)	231.140	r	(P-9212)	r	(P-16346788; A-9513)
107.101	r	(P-14933788; A-12116)	230.220	r	(P-9223)	231.150	r	(P-9212)	r	(P-16346788; A-9513)
107.Ap. A	r	(P-14933788; A-12116)	230.230	r	(P-9223)	231.160	r	(P-9212)	r	(P-16346788; A-9513)
161.202	r	(P-16343788; A-9505)	230.240	r	(P-9223)	231.180	r	(P-9212)	r	(P-16346788; A-9513)
183.Ap. A	am	(P-7522)	230.241	r	(P-9223)	231.190	r	(P-9212)	r	(P-16346788; A-9513)
190.Ap. A	am	(P-7561)	230.250	r	(P-9223)	231.200	r	(P-9212)	r	(P-16365788; A-9501)
201.281	am	(P-5154788; O-29221788; R-1624; A-2066)	230.260	r	(P-9223)	231.210	r	(P-9212)	r	(P-16365788; A-9501)
201.401	n	(P-5154788; O-29221788; R-1624; A-2066)	230.270	r	(P-9223)	231.230	r	(P-9212)	r	(P-16365788; A-9501)
201.402	n	(P-5154788; O-29221788; R-1624; A-2066)	230.280	r	(P-9223)	231.240	r	(P-9212)	r	(P-16365788; A-9501)
201.403	n	(P-5154788; O-29221788; R-1624; A-2066)	230.290	r	(P-9223)	231.250	r	(P-9212)	r	(P-16365788; A-9501)
201.404	n	(P-5154788; O-29221788; R-1624; A-2066)	230.300	r	(P-9223)	231.260	r	(P-9212)	r	(P-16365788; A-9501)
201.405	n	(P-5154788; O-29221788; R-1624; A-2066)	230.310	r	(P-9223)	231.320	r	(P-9212)	r	(P-16365788; A-9501)
201.406	n	(P-5154788; O-29221788; R-1624; A-2066)	230.320	r	(P-9223)	231.330	r	(P-9212)	r	(P-16365788; A-9501)
201.407	n	(P-5154788; O-29221788; R-1624; A-2066)	230.330	r	(P-9223)	231.340	r	(P-9212)	r	(P-16365788; A-9501)
201.408	n	(P-5154788; O-29221788; R-1624; A-2066)	230.340	r	(P-9223)	231.350	r	(P-9212)	r	(P-16365788; A-9501)
211.101	am	(P-19296788; W-2537)	230.350	r	(P-9223)	231.360	r	(P-9212)	r	(P-16365788; A-9501)
211.102	am	(P-19296788; W-2537)	230.360	r	(P-9223)	230.370	r	(P-9223)	r	(P-16365788; A-9501)
211.122	am	(P-15294788; A-10862) (P-13143)	230.371	r	(P-9223)	230.380	r	(P-9223)	r	(P-16365788; A-9501)
215.104	am	(P-15412788; A-10893) (P-15249)	230.380	r	(P-9223)	230.390	r	(P-9223)	r	(P-16365788; A-9501)
215.105	am	(P-15551)	230.390	r	(P-9223)	230.400	r	(P-9223)	r	(P-16365788; A-9501)
215.206	am	(P-12384)	230.410	r	(P-9223)	230.420	r	(P-9223)	r	(P-16365788; A-9501)
215.430	am	(P-15412788; A-10893)	230.430	r	(P-9223)	230.440	r	(P-9223)	r	(P-16365788; A-9501)
215.432	am	(P-15412788; A-10893)	230.440	r	(P-9223)	230.450	r	(P-9223)	r	(P-16365788; A-9501)
215.435	am	(P-15412788; A-10893)	230.460	r	(P-9223)	230.470	r	(P-9223)	r	(P-16365788; A-9501)
215.438	#	(P-15412788; A-10893)	230.480	r	(P-9223)	230.480	r	(P-9223)	r	(P-16365788; A-9501)
215.439	#	(P-15412788; A-10893)	230.490	r	(P-9223)	230.490	r	(P-9223)	r	(P-

TITLE 35 - CONT'D		TITLE 35 - CONT'D	
301.260	ann	301.260	ann
301.265	ann	301.265	ann
301.430	ann	301.430	ann
302.100	n	302.100	n
302.101	ann	302.101	ann
302.102	ann	302.102	ann
302.103	ann	302.103	ann
302.203	ann	302.203	ann
302.208	ann	302.208	ann
302.210	ann	302.210	ann
302.211	ann	302.211	ann
302.304	ann	302.304	ann
302.504	ann	302.504	ann
302.507	ann	302.507	ann
302.509	ann	302.509	ann
302.601	n	302.601	n
302.603	n	302.603	n
302.604	n	302.604	n
302.606	n	302.606	n
302.612	n	302.612	n
302.615	n	302.615	n
302.618	n	302.618	n
302.621	n	302.621	n
302.627	n	302.627	n
302.630	n	302.630	n
302.633	n	302.633	n
302.642	n	302.642	n
302.645	n	302.645	n
302.648	n	302.648	n
302.651	n	302.651	n
302.654	n	302.654	n
302.657	n	302.657	n
302.658	n	302.658	n
302.660	n	302.660	n
302.663	n	302.663	n
302.666	n	302.666	n
302.669	n	302.669	n
302.362	n	302.362	n
303.323	n	303.323	n
304.104	ann	304.104	ann
304.120	ann	304.120	ann
304.123	ann	304.123	ann
304.124	ann	304.124	ann
304.140	r	304.140	r
304.217	n	304.217	n
304.218	n	304.218	n
304.220	n	304.220	n
304.301	ann	304.301	ann
304.302	ann	304.302	ann
305.102	ann	305.102	ann
306.502	n	306.502	n
307.108	ann	307.108	ann
307.1502	ann	307.1502	ann
367.1704	ann	367.1704	ann
307.2101	ann	307.2101	ann
307.2903	ann	307.2903	ann

TITLE 35 (CONT'D)		
731.101	r	(P-2650)
731.101	r	(P-6861)
731.102	r	(P-6861)
731.102	r	(P-2650)
731.103	r	(P-2650)
731.103	r	(P-6861)
731.110	n	(P-2650; A-9519)
731.111	n	(P-2650; A-9519)
731.112	n	(P-2650; A-9519)
731.113	n	(P-2650; A-9519)
731.114	n	(P-2650; A-9519)
731.120	n	(P-2650; A-9519)
731.121	n	(P-2650; A-9519)
731.122	n	(P-2650; A-9519)
731.130	n	(P-2650; A-9519)
731.131	n	(P-2650; A-9519)
731.132	n	(P-2650; A-9519)
731.133	n	(P-2650; A-9519)
731.134	n	(P-2650; A-9519)
731.140	n	(P-2650; A-9519)
731.141	n	(P-2650; A-9519)
731.142	n	(P-2650; A-9519)
731.143	n	(P-2650; A-9519)
731.144	n	(P-2650; A-9519)
731.145	n	(P-2650; A-9519)
731.150	n	(P-2650; A-9519)
731.151	n	(P-2650; A-9519)
731.152	n	(P-2650; A-9519)
731.153	n	(P-2650; A-9519)
731.160	n	(P-2650; A-9519)
731.161	n	(P-2650; A-9519)
731.162	n	(P-2650; A-9519)
731.163	n	(P-2650; A-9519)
731.164	n	(P-2650; A-9519)
731.165	n	(P-2650; A-9519)
731.166	n	(P-2650; A-9519)
731.167	n	(P-2650; A-9519)
731.170	n	(P-2650; A-9519)
731.171	n	(P-2650; A-9519)
731.172	n	(P-2650; A-9519)
731.173	n	(P-2650; A-9519)
731.174	n	(P-2650; A-9519)
731.190	n	(P-6861; A-15010)
731.191	n	(P-6861; A-15010)
731.192	n	(P-6861; A-15010)
731.193	n	(P-6861; A-15010)
731.194	n	(P-6861; A-15010)
731.195	n	(P-6861; A-15010)
731.196	n	(P-6861; A-15010)
731.197	n	(P-6861; A-15010)
731.198	n	(P-6861; A-15010)
731.199	n	(P-6861; A-15010)
731.202	n	(P-6861; A-15010)
731.203	n	(P-6861; A-15010)
731.204	n	(P-6861; A-15010)
731.205	n	(P-6861; A-15010)

TITLE 35 (CONT'D)		
731.206	n	(P)
731.207	n	(P)
731.208	n	(P)
731.209	n	(P)
731.210	n	(P)
731.211	n	(P)
731.212	r	(P)
731.213	r	(P)
731.214	r	(P)
731.215	r	(P)
731.216	r	(P)
731.217	r	(P)
731.218	r	(P)
731.219	r	(P)
731.220	r	(P)
731.221	r	(P)
731.222	r	(P)
731.223	r	(P)
731.224	r	(P)
731.225	r	(P)
731.226	r	(P)
731.227	r	(P)
731.228	r	(P)
731.229	r	(P)
731.230	r	(P)
731.231	r	(P)
731.232	r	(P)
731.233	r	(P)
731.234	r	(P)
731.235	r	(P)
731.236	r	(P)
731.237	r	(P)
731.238	r	(P)
731.239	r	(P)
731.240	r	(P)
731.241	r	(P)
731.242	r	(P)
731.243	r	(P)
731.244	r	(P)
731.245	r	(P)
731.246	r	(P)
731.247	r	(P)
731.248	r	(P)
731.249	r	(P)
731.250	r	(P)
731.251	r	(P)
731.252	r	(P)
731.253	r	(P)
731.254	r	(P)
731.255	r	(P)
731.256	r	(P)
731.257	r	(P)
731.258	r	(P)
731.259	r	(P)
731.260	r	(P)
731.261	r	(P)
731.262	r	(P)
731.263	r	(P)
731.264	r	(P)
731.265	r	(P)
731.266	r	(P)
731.267	r	(P)
731.268	r	(P)
731.269	r	(P)
731.270	r	(P)
731.271	r	(P)
731.272	r	(P)
731.273	r	(P)
731.274	r	(P)
731.275	r	(P)
731.276	r	(P)
731.277	r	(P)
731.278	r	(P)
731.279	r	(P)
731.280	r	(P)
731.281	r	(P)
731.282	r	(P)
731.283	r	(P)
731.284	r	(P)
731.285	r	(P)
731.286	r	(P)
731.287	r	(P)
731.288	r	(P)
731.289	r	(P)
731.290	r	(P)
731.291	r	(P)
731.292	r	(P)
731.293	r	(P)
731.294	r	(P)
731.295	r	(P)
731.296	r	(P)
731.297	r	(P)
731.298	r	(P)
731.299	r	(P)
731.300	r	(P)
731.301	r	(P)
731.302	r	(P)
731.303	r	(P)
731.304	r	(P)
731.305	r	(P)
731.306	r	(P)
731.307	r	(P)
731.308	r	(P)
731.309	r	(P)
731.310	r	(P)
731.311	r	(P)
731.312	r	(P)
731.313	r	(P)
731.314	r	(P)
731.315	r	(P)
731.316	r	(P)
731.317	r	(P)
731.318	r	(P)
731.319	r	(P)
731.320	r	(P)
731.321	r	(P)
731.322	r	(P)
731.323	r	(P)
731.324	r	(P)
731.325	r	(P)
731.326	r	(P)
731.327	r	(P)
731.328	r	(P)
731.329	r	(P)
731.330	r	(P)
731.331	r	(P)
731.332	r	(P)
731.333	r	(P)
731.334	r	(P)
731.335	r	(P)
731.336	r	(P)
731.337	r	(P)
731.338	r	(P)
731.339	r	(P)
731.340	r	(P)
731.341	r	(P)
731.342	r	(P)
731.343	r	(P)
731.344	r	(P)
731.345	r	(P)
731.346	r	(P)
731.347	r	(P)
731.348	r	(P)
731.349	r	(P)
731.350	r	(P)

TITLE 35 (CONT'D)		
809,201	art	(P-13699)
809,202	art	(P-13699)
809,203	art	(P-13699)
809,204	art	(P-13699)
809,205	art	(P-13699)
809,206	art	(P-13699)
809,207	art	(P-13699)
809,208	art	(P-13699)
809,209	art	(P-13699)
809,210	art	(P-13699)
809,211	r	(P-13699)
809,211	n	(P-13699)
809,221	n	(P-13699)
809,222	n	(P-13699)
809,223	n	(P-13699)
809,224	n	(P-13699)
809,225	n	(P-13699)
809,226	n	(P-13699)
809,227	n	(P-13699)
809,301	r	(P-13699)
809,302	r	(P-13699)
809,320	n	(P-13699)
809,324	n	(P-13699)
809,351	n	(P-13699)
809,354	n	(P-13699)
809,401	art	(P-13699)
803,402	art	(P-13699)
809,501	art	(P-13699)
809,502	n	(P-13699)
809,521	n	(P-13699)
809,601	art	(P-13699)
809,701	art	(P-13699)
809,801	r	(P-13699)
809,802	r	(P-13699)
809,901	r	(P-13699)
809,902	r	(P-13699)
809,903	r	(P-13699)
809,904	r	(P-13699)
809,905	r	(P-13699)
809,906	r	(P-13699)
809,906	Ap-A	(P-158288)
849,101	n	(P-158288)
849,102	n	(P-158288)
849,103	n	(P-158288)
849,104	n	(P-158288)
849,105	n	(P-158288)
849,106	n	(P-158288)
855,103	art	(P-198344)
855,203	art	(P-198344)
855,204	art	(P-198344)
855,205	art	(P-198344)
855,207	art	(P-198344)
856,102	art	(P-210008)
856,201	art	(P-210008)
856,202	art	(P-210008)
856,204	art	(P-210008)

TITLE 35 (CONTD)		
858,204	re	(A-5945)
858,205	re	(A-5945)
858,207	re	(A-5945)
858,208	re	(A-5945)
858,208	re	(A-5945)
858,305	re	(A-5945)
858,306	re	(A-5945)
858,308	re	(A-5945)
858,309	re	(A-5945)
858,310	re	(A-5945)
TITLE 38		
190,10	am	(P-14097/88; O-2248/88; R-966; A-3793)
190,50	am	(P-14097/88; O-2248/88; R-916; A-3793)
190,70	am	(P-4107; A-15998)
190,140	am	(P-14097/88; O-2248/88; R-916; A-3793)
190,160	am	(P-14097/88; O-2248/88; R-966; A-3793)
190,165	n	(P-4107; A-15998)
190,180	am	(P-14097/88; O-2248/88; R-966; A-3793) (P-4107; A-15998)
303,10	n	(P-2889)
303,20	n	(P-2889)
320,10	n	(P-8737)
320,30	n	(P-8737)
320,30	n	(P-8737)
320,40	n	(P-8737)
350,10	n	(P-12163)
350,20	n	(P-12163)
350,30	n	(P-12163)
350,40	n	(P-12163)
350,50	n	(P-12163)
400,110	am	(P-1985; A-8927)
400,120	am	(P-1985; A-8927)
400,130	am	(P-1985; A-8927)
400,140	r	(P-1985; A-8927)
400,141	am	(P-1985; A-8927)
400,142	am	(P-1985; A-8927)
400,150	am	(P-1985; A-8927)
400,440	am	(P-1985; A-8927)
400,510	am	(P-1985; A-8927)
400,615	am	(P-1985; A-8927)
400,665	am	(P-1985; A-8927)
400,675	r	(P-1985; A-8927)
400,710	am	(P-1985; A-8927)
400,1020	am	(P-1985; A-8927)
400,1030	am	(P-1985; A-8927)
400,1060	am	(P-1985; A-8927)
400,1110	am	(P-1985; A-8927)
400,1120	am	(P-1985; A-8927)
400,1140	r	(P-1985; A-8927)
400,1530	am	(P-1985; A-8927)
400,1550	am	(P-1985; A-8927)

TITLE 38 (CONT'D)		TITLE 41 (CONT'D)		TITLE 44 (CONT'D)		TITLE 44 (CONT'D)	
400.2010	am (P-1985; A-8927)	170.108	n (P-1756; A-14992) (E-1886)	525.340	am (P-2709)	530.660	am (P-2648)
400.2055	n (P-1985; A-8927)	170.400	n (A-5669; O-13305)	525.350	am (P-2709)	530.670	am (P-2648)
400.2500	am (P-1985; A-8927)	170.410	n (A-5669)	525.400	am (P-2709)	530.700	am (P-2648)
400.2510	am (P-1985; A-8927)	170.420	n (A-5669)	525.410	am (P-2709)	530.710	am (P-2648)
400.2520	am (P-1985; A-8927)	170.430	n (A-5669; O-13305)	525.500	am (P-2709)	530.720	am (P-2648)
400.2700	n (P-1985; A-8927)	170.440	n (A-5669)	525.510	am (P-2709)	535.5	r (P-2766)
400.2710	n (P-1985; A-8927)	170.450	n (A-5669)	525.520	am (P-2709)	535.10	am (P-2766)
450.110	am (P-12766)	170.460	n (A-5669; O-13305)	525.530	am (P-2709)	535.20	am (P-2766)
450.115	am (P-12766)	170.470	n (A-5669)	525.540	n (P-2709)	535.50	n (P-2766)
450.120	am (P-12766)	170.480	n (A-5669; O-13305)	525.600	am (P-2709)	535.60	n (P-2766)
450.140	am (P-12766)	170.490	n (A-5669)	525.610	am (P-2709)	535.70	# (P-2766)
450.190	n (P-12766)	170.500	n (A-5669)	525.620	am (P-2709)	535.70	am (P-2766)
450.230	am (P-12766)	170.510	n (A-5669)	525.630	am (P-2709)	535.100	am (P-2766)
450.250	am (P-12766)	170.520	n (A-5669)	525.640	am (P-2709)	535.110	am (P-2766)
450.270	am (P-12766)	170.530	n (A-5669)	525.650	am (P-2709)	535.200	# (P-2766)
450.290	am (P-12766)	170.530	am (A-7744; O-13305)	525.660	am (P-2709)	535.300	am (P-2766)
450.340	am (P-12766)	170.540	n (A-5669)	525.670	am (P-2709)	535.310	r (P-2766)
450.350	am (P-12766)	170.550	n (A-5669)	525.700	am (P-2709)	535.320	am (P-2766)
450.410	am (P-12766)	170.560	n (A-5669)	525.710	am (P-2709)	535.330	am (P-2766)
450.420	r (P-12766)	170.570	n (A-5669)	525.720	am (P-2709)	535.340	am (P-2766)
450.430	am (P-12766)	170.580	n (A-5669)	526.10	n (P-2746; O-14117)	535.350	am (P-2766)
450.460	am (P-12766)	170.590	n (A-5669)	526.20	n (P-2746; O-14117)	535.400	am (P-2766)
450.470	am (P-12766)	170.600	n (A-5669)	526.30	n (P-2746; O-14117)	535.410	am (P-2766)
450.475	n (P-12766)	170.610	n (A-5669; O-13305) (A-8875)	526.40	n (P-2746; O-14117)	535.500	am (P-2766)
450.480	am (P-12766)	170.620	n (A-5669; O-13305)	526.50	n (P-2746; O-14117)	535.510	am (P-2766)
450.630	am (P-12766)	170.630	n (A-5669)	526.60	n (P-2746; O-14117)	535.520	am (P-2766)
450.640	am (P-12766)	170.640	n (A-5669)	526.70	n (P-2746; O-14117)	535.530	am (P-2766)
450.740	am (P-12766)	170.650	n (A-5669)	530.5	r (P-2648)	535.540	n (P-2766)
450.750	am (P-12766)	170.660	n (A-5669)	530.10	am (P-2648)	535.600	am (P-2766)
450.810	am (P-12766)	170.670	# (A-5669)	530.20	am (P-2648)	535.610	am (P-2766)
450.820	am (P-12766)	170.670	am (A-5669)	530.30	n (P-2648)	535.620	am (P-2766)
450.860	am (P-12766)	170.700	n (A-8315)	530.60	n (P-2648)	535.630	am (P-2766)
450.920	am (P-12766)	170.700	n (A-5669)	530.70	# (P-2648)	535.640	am (P-2766)
450.930	am (P-12766)	170.700	n (A-5669)	530.70	am (P-2648)	535.650	am (P-2766)
450.1010	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.100	am (P-2648)	535.660	am (P-2766)
450.1020	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.110	am (P-2648)	535.670	am (P-2766)
450.110	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.200	# (P-2648)	535.700	am (P-2766)
450.1140	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.300	am (P-2648)	535.710	am (P-2766)
450.1305	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.310	r (P-2648)	535.720	am (P-2766)
450.1320	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.320	am (P-2648)	540.5	r (P-2764)
450.1335	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.330	am (P-2648)	540.10	am (P-2764)
450.1340	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.340	am (P-2648)	540.20	am (P-2764)
450.1360	am (P-12766)	170.700	n (E-1875; O-5807) (P-1754; A-14978)	530.350	am (P-2648)	540.50	n (P-2764)
TITLE 41		TITLE 44		530.400	am (P-2648)	540.60	n (P-2764)
100.110	n (E-582) (P-1323; A-12547)	525.5	r (P-2709)	530.410	am (P-2648)	540.70	# (P-2764)
170.10	am (P-1756; O-13288; R-15126; A-14992) (E-1886)	525.10	am (P-2709)	530.500	am (P-2648)	540.70	am (P-2764)
170.71	n (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.20	am (P-2709)	530.510	am (P-2648)	540.100	am (P-2764)
170.72	n (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.50	am (P-2709)	530.520	am (P-2648)	540.110	am (P-2764)
170.73	n (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.60	n (P-2709)	530.530	am (P-2648)	540.200	# (P-2764)
170.75	am (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.70	# (P-2709)	530.540	n (P-2648)	540.300	am (P-2764)
170.75	# (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.100	am (P-2709)	530.550	am (P-2648)	540.310	r (P-2764)
170.75	# (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.110	am (P-2709)	530.560	am (P-2648)	540.320	am (P-2764)
170.106	n (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.200	# (P-2709)	530.610	am (P-2648)	540.330	am (P-2764)
170.107	n (P-1756; O-13288 R-15126; A-14992) (E-1886)	525.310	r (P-2709)	530.620	am (P-2648)	540.340	am (P-2764)
		525.320	am (P-2709)	530.630	am (P-2648)	540.350	am (P-2764)
		525.330	am (P-2709)	530.650	am (P-2648)	540.400	am (P-2764)

TITLE 44 (CONT'D)		TITLE 47 (CONT'D)		TITLE 50 (CONT'D)		TITLE 56 (CONT'D)	
540.410	am (P-2764)	360.103	n (P-19603/88; O-8131; W-13089)	2008.Ap. B	am (P-251; A-8520) (E-586; O-3471)	350.350	n (P-15272/88; W-6819) (P-5839)
540.500	am (P-2764)	360.104	n (P-19603/88; O-8131; W-13089)	2008.Ap. C	am (P-251; A-8520) (E-586; O-3471)	350.360	n (P-15272/88; W-6819) (P-5839)
540.510	am (P-2764)	360.302	n (P-19603/88; O-8131; W-13089)	2008.Ap. E	n (P-251; A-8520) (E-586; O-3471)	350.370	n (P-15272/88; W-6819) (P-5839)
540.520	am (P-2764)	360.305	n (P-19603/88; O-8131; W-13089)	2008.Ap. F	n (P-251; A-8520) (E-586; O-3471)	350.380	n (P-15272/88; W-6819) (P-5839)
540.530	am (P-2764)	360.306	n (P-19603/88; O-8131; W-13089)	2008.Ap. G	n (P-251; A-8520) (E-586; O-3471)	350.400	n (P-15272/88; W-6819) (P-5839)
540.540	n (P-2764)	360.309	n (P-19603/88; O-8131; W-13089)	2011.10	n (P-13558/88; A-3804)	350.410	n (P-15272/88; W-6819) (P-5839)
540.600	am (P-2764)			2011.20	n (P-13558/88; A-3804)	350.420	n (P-15272/88; W-6819) (P-5839)
540.610	am (P-2764)			2011.30	n (P-13558/88; A-3804)	350.430	n (P-15272/88; W-6819) (P-5839)
540.620	am (P-2764)	201.20	am (P-2909; A-14054)	2011.40	n (P-13558/88; A-3804)	350.440	n (P-5839)
540.630	am (P-2764)	201.30	am (P-2909; A-14054)	2011.50	n (P-13558/88; A-3804)	350.450	n (P-17)
540.640	am (P-2764)	201.50	am (P-2909; A-14054)	2011.60	n (P-13558/88; A-3804)	2090.105	am (P-4331)
540.650	am (P-2764)	201.60	am (P-2901; A-14042)	2011.70	n (P-13558/88; A-3804)	2600.20	am (P-3515; A-13839) (E-4028)
540.660	am (P-2764)	301.30	am (P-2901; A-14042)	2011.Ap. A	n (P-13558/88; A-3804)	2600.30	am (P-3515; A-13839) (E-4028)
540.670	am (P-2764)	301.60	am (P-2901; A-14042)	2011.Ap. B	n (P-13558/88; A-3804)	2610.60	am (P-5017)
540.700	am (P-2764)	301.70	am (P-2901; A-14042)	2011.Ap. C	n (P-13558/88; A-3804)	2610.100	am (P-4366; O-13282; R-15125; A-14875)
540.710	am (P-2764)	401.30	am (P-2905; A-14048)	2012.10	n (P-9181)	2610.130	am (P-4366; A-14875)
540.720	am (P-2764)	401.60	am (P-2905; A-14048)	2012.20	n (P-9181)	2610.Ap. A	n (P-5017)
910.130	am (P-1917; A-8403)	401.70	am (P-2905; A-14048)	2012.30	n (P-9181)	2625.20	n (P-3513; A-13830) (E-4019)
4400.25	n (P-44; A-7444)	601.10	n (P-1985/88; A-2051)	2012.40	n (P-9181)	2625.30	n (P-3513; A-13830) (E-4019)
4400.Ap. A	n (P-44; A-7444)	601.20	n (P-1985/88; A-2051)	2012.50	n (P-9181)	2625.40	n (P-3513; A-13830) (E-4019)
4400.Ap. B	n (P-44; A-7444)	601.30	n (P-1985/88; A-2051)	2012.60	n (P-9181)	2625.50	n (P-3513; A-13830) (E-4019)
4400.Ap. C	n (P-44; A-7444)	601.40	n (P-1985/88; A-2051)	2012.70	n (P-9181)	2650.10	re (A-15386)
4400.Ap. D	n (P-44; A-7444)	601.50	n (P-1985/88; A-2051)	2012.80	n (P-9181)	2650.20	re (A-15386)
4500.30	am (P-7860; C-10715)	601.60	n (P-1985/88; A-2051)	2012.90	n (P-9181)	2650.30	am (P-15977) (E-16126)
5040.590	r (P-4071; A-13829)	601.70	n (P-1985/88; A-2051)	2012.100	n (P-9181)	2650.40	re (A-15386)
		601.80	n (P-1985/88; A-2051)	2012.110	n (P-9181)	2650.50	am (P-15977) (E-16126)
		601.90	n (P-1985/88; A-2051)	2012.Ex. A	n (P-9181)	2650.60	re (A-15386)
		601.100	n (P-1985/88; A-2051)	2012.Ex. B	n (P-9181)	2650.70	re (A-15386)
		601.110	n (P-1985/88; A-2051)	2012.Ex. C	n (P-9181)	2650.80	re (A-15386)
		601.120	n (P-1985/88; A-2051)	2502.10	r (P-2234; A-12053)	2650.90	re (A-15386)
		601.130	n (P-1985/88; A-2051)	2502.20	r (P-2234; A-12053)	2650.100	re (A-15386)
		601.140	n (P-1985/88; A-2051)	2801.50	am (P-3531)	2650.110	re (A-15386)
		754.Ex. B	n (P-2057/88; A-1542)	3113.50	am (P-12935)	2650.120	re (A-15386)
1.35	(P-5002)	919.10	am (P-13535/88; C-17456/88; A-1204)	3113.60	am (P-12935)	2650.130	re (A-15386)
1.60	am (P-5002)	919.20	am (P-13535/88; C-17456/88; A-1204)	6301.Ex. A	am (P-14502/88; A-1780)	2650.140	re (A-15386)
1.70	am (P-5002)	919.30	am (P-13535/88; C-17456/88; A-1204)	6302.40	am (P-15269/88; A-3801)	2650.210	n (P-15977) (E-16126)
1.85	(P-5002)	919.40	am (P-13535/88; C-17456/88; A-1204)	6701.10	n (P-17617/88; A-5951)	2650.220	n (P-15977) (E-16126)
1.100	am (P-5002)	919.50	am (P-13535/88; C-17456/88; A-1204)	6701.20	n (P-17617/88; A-5951)	2650.230	n (P-15977) (E-16126)
1.105	n (P-5002)	919.60	am (P-13535/88; C-17456/88; A-1204)	6701.30	n (P-17617/88; A-5951)	2650.240	n (P-15977) (E-16126)
1.110	am (P-5002)	919.70	am (P-13535/88; C-17456/88; A-1204)	8010.10	n (P-14349)	2650.250	n (P-15257/88; O-2248/88; R-965; A-795)
1.130	am (P-5002)	919.80	am (P-13535/88; C-17456/88; A-1204)	8010.20	n (P-14349)	2712.201	n (P-15257/88; O-2248/88; R-965; A-795)
1.160	n (P-5002)	919.90	am (P-13535/88; C-17456/88; A-1204)	8010.30	n (P-14349)	2712.203	n (P-15257/88; O-2248/88; R-965; A-795)
1.170	n (P-5002)	919.100	am (P-251; A-8520) (E-586; O-3471)	8010.40	n (P-14349)		
1.175	n (P-5002)	919.110	am (P-251; A-8520) (E-586; O-3471)	8010.50	n (P-14349)		
1.180	n (P-5002)	919.120	am (P-251; A-8520) (E-586; O-3471)	8010.60	n (P-14349)		
1.185	n (P-5002)	919.130	am (P-251; A-8520) (E-586; O-3471)	8010.70	n (P-14349)		
1.190	n (P-5002)	919.140	am (P-251; A-8520) (E-586; O-3471)				
1.195	n (P-5002)	919.150	am (P-251; A-8520) (E-586; O-3471)				
100.70	am (P-1930; A-10827)	919.160	am (P-251; A-8520) (E-586; O-3471)				
100.85	am (P-1930; A-10827)	919.170	am (P-251; A-8520) (E-586; O-3471)				
100.90	am (P-1930; A-10827)	919.180	am (P-251; A-8520) (E-586; O-3471)				
100.110	am (P-1930; A-10827)	919.190	am (P-251; A-8520) (E-586; O-3471)				
		919.200	am (P-251; A-8520) (E-586; O-3471)				
		919.210	am (P-251; A-8520) (E-586; O-3471)				
		919.220	am (P-251; A-8520) (E-586; O-3471)				
		919.230	am (P-251; A-8520) (E-586; O-3471)				
		919.240	am (P-251; A-8520) (E-586; O-3471)				
		919.250	am (P-251; A-8520) (E-586; O-3471)				
		919.260	am (P-251; A-8520) (E-586; O-3471)				
		919.270	am (P-251; A-8520) (E-586; O-3471)				
		919.280	am (P-251; A-8520) (E-586; O-3471)				
		919.290	am (P-251; A-8520) (E-586; O-3471)				
		919.300	am (P-251; A-8520) (E-586; O-3471)				
		919.310	am (P-251; A-8520) (E-586; O-3471)				
		919.320	am (P-251; A-8520) (E-586; O-3471)				
		919.330	am (P-251; A-8520) (E-586; O-3471)				
		919.340	am (P-251; A-8520) (E-586; O-3471)				

TITLE 56 (CONT'D)		TITLE 56 (CONT'D)	
2712.205	n (P-15257/88; O-22482/88; R-965; A-795)	6000.320	n (P-7845) (E-8025)
2712.207	n (P-15257/88; O-22482/88; R-965; A-795)	TITLE 59	
2712.210	n (P-15257/88; O-22482/88; R-965; A-795)	106.15	am (P-18087/88; A-3821)
2720.1	am (P-5362; W-11960) (P-11139)	112.10	n (P-8208)
2720.130	am (P-5362; W-11960) (P-11139)	112.20	n (P-8208)
2720.132	n (P-5362; W-11960) (P-11139)	112.30	n (P-8208)
2725.20	am (P-5344; W-11959) (P-11120)	115.100	n (P-15183)
2725.100	am (P-5344; W-11959) (P-11120)	115.110	n (P-15183)
2725.105	am (P-5344; W-11959) (P-11120)	115.120	n (P-15183)
2725.120	am (P-5344; W-11959) (P-11120)	115.200	n (P-15183)
2725.250	am (P-5344; W-11959) (P-11120)	115.210	n (P-15183)
2725.270	am (P-5344; W-11959) (P-11120)	115.220	n (P-15183)
2732.200	n (P-12748)	115.230	n (P-15183)
2732.210	n (P-1945; A-8864)	115.240	n (P-15183)
2765.205	n (P-752)	115.250	n (P-15183)
2765.325	n (P-5375; W-11961) (P-11155)	115.300	n (P-15183)
2765.326	n (P-11155) (E-11911)	115.310	n (P-15183)
2765.328	n (P-5375; W-11961) (P-11155)	115.320	n (P-15183)
2765.330	n (P-5375; W-11961) (P-11155)	115.400	n (P-15183)
2765.332	n (P-5375; W-11961) (P-11155)	115.410	n (P-15183)
2765.333	n (P-5375; W-11961) (P-11155)	115.420	n (P-15183)
2765.334	n (P-5375; W-11961) (P-11155)	115.430	n (P-15183)
2765.335	n (P-5375; W-11961) (P-11155)	115.440	n (P-15183)
2770.105	am (P-743; A-11507)	115.450	n (P-15183)
2770.110	am (P-15543)	115.460	n (P-15183)
2815.105	am (P-13141) (E-13268)	119.100	n (P-13377)
2905.1	am (P-2229; A-11502)	119.105	n (P-13377)
2905.15	am (P-2229; A-11502)	119.115	n (P-13377)
2905.25	r (P-2229; A-11502)	119.120	n (P-13377)
2905.40	n (P-2229; A-11502)	119.125	n (P-13377)
2920.5	am (P-11153) (E-11899)	119.130	n (P-13377)
2920.65	r (P-11153) (E-11899)	119.135	n (P-13377)
2920.68	r (P-2229/88; A-5936)	119.140	n (P-13377)
2920.70	r (P-11153) (E-11899)	119.200	n (P-13377)
2920.75	r (P-11153) (E-11899)	119.205	n (P-13377)
2920.80	r (P-11153) (E-11899)	119.210	n (P-13377)
2960.105	am (P-17; A-5940)	119.215	n (P-13377)
6000.10	am (P-7845) (E-8025)	119.220	n (P-13377)
6000.80	am (P-13993)	119.225	n (P-13377)
6000.280	am (P-7845) (E-8025)	119.230	n (P-13377)
6000.310	n (P-7845) (E-8025)	119.235	n (P-13377)

TITLE 59 (CONT'D)		TITLE 62 (CONT'D)	
119.365	n (P-13377)	1773.21	n (P-12317)
119.370	n (P-13377)	1774.15	am (P-12334)
119.375	n (P-13377)	1774.17	am (P-12334)
119.380	n (P-13377)	1778.13	am (P-12303)
119.385	n (P-13377)	1778.14	am (P-12303)
119.390	n (P-13377)	1779.12	am (P-12347)
119.395	n (P-13377)	1779.20	r (P-12347)
119.500	n (P-13377)	1780.16	am (P-12352)
119.700	n (P-13377)	1780.21	am (P-12352)
119.705	n (P-13377)	1780.31	am (P-12352)
119.710	n (P-13377)	1783.12	am (P-12366)
119.715	n (P-13377)	1783.20	r (P-12366)
119.800	n (P-13377)	1784.14	am (P-12371)
119.900	n (P-13377)	1784.17	am (P-12371)
119.905	n (P-13377)	1784.21	am (P-12371)
119.910	n (P-13377)	1800.21	am (P-12205)
119.1000	n (P-13377)	1800.40	am (P-12205)
119.1005	n (P-13377)	1800.60	am (P-12205)
119.1100	n (P-13377)	1816.49	am (P-12255)
119.1105	n (P-13377)	1816.61	am (P-12255)
220.10	am (P-23; A-5955)	1816.64	am (P-12255)
220.80	am (P-23; A-5955)	1816.67	am (P-12255)
220.81	am (P-23; A-5955)	1816.68	am (P-12255)
220.160	am (P-756; A-13220)	1816.83	am (P-12255)
240.10	am (P-15226)	1816.97	am (P-12255)
240.20	r (P-15226)	1816.99	am (P-12255)
240.30	r (P-15226)	1816.102	am (P-12255)
240.40	r (P-15226)	1817.49	am (P-12280)
240.50	r (P-15226)	1817.61	am (P-12280)
240.60	r (P-15226)	1817.64	am (P-12280)
240.70	r (P-15226)	1817.66	am (P-12280)
240.80	r (P-15226)	1817.67	am (P-12280)
240.90	r (P-15226)	1817.68	am (P-12280)
240.100	r (P-15226)	1817.83	am (P-12280)
240.110	r (P-15226)	1817.97	am (P-12280)
240.120	r (P-15226)	1817.122	am (P-12280)
240.140	n (P-15226)	1843.11	am (P-12341)
240.150	n (P-15226)	1846.1	n (P-12248)
240.160	n (P-15226)	1846.5	n (P-12248)
240.170	n (P-15226)	1846.12	n (P-12248)
240.180	n (P-15226)	1846.14	n (P-12248)
240.190	n (P-15226)	1846.17	n (P-12248)
240.230	am (P-15226)	1846.18	n (P-12248)
1700.11	am (P-12217)	TITLE 68	
1701.11	am (P-12222)	600.10	am (P-19795/88; A-3665)
1761.11	am (P-12197)	600.30	am (P-19795/88; A-3665)
1761.12	am (P-12197)	600.60	am (P-19795/88; A-3665)
1772.12	am (P-12311)	600.80	am (P-19795/88; A-3665)
1773.5	n (P-12317)	600.90	n (P-19795/88; A-3665)
1773.11	am (P-12317)	600.100	n (P-19795/88; A-3665)
1773.15	am (P-12317)	600.110	n (P-19795/88; A-3665)
1773.17	am (P-12317)	600.10	am (P-19205/88; A-3690)
1773.19	am (P-12317)	610.20	am (P-19205/88; A-3690)
1773.20	n (P-12317)	610.30	am (P-19205/88; A-3690)
		610.40	am (P-19205/88; A-3690)

TITLE 68 (CONT'D)		(P-19205/88; A-3690)	
610.60	am	(P-6934)	
750.1000	n	(P-6949)	
750.1000	n	(P-6949)	
750.1010	n	(P-6934)	
750.1010	n	(P-6949)	
750.2000	n	(P-6934)	
750.2000	n	(P-6949)	
750.2010	n	(P-6934)	
750.2010	n	(P-6949)	
750.2020	n	(P-6934)	
750.2020	n	(P-6949)	
750.2030	n	(P-6934)	
750.2030	n	(P-6949)	
750.2040	n	(P-6934)	
750.2040	n	(P-6949)	
750.3000	n	(P-6934)	
750.3000	n	(P-6949)	
750.3010	n	(P-6934)	
750.3010	n	(P-6949)	
750.3020	n	(P-6934)	
750.3020	n	(P-6949)	
750.3030	n	(P-6934)	
750.3030	n	(P-6949)	
750.3040	n	(P-6934)	
750.3040	n	(P-6949)	
750.3050	n	(P-6934)	
750.3050	n	(P-6949)	
750.3060	n	(P-6934)	
750.3060	n	(P-6949)	
750.3070	n	(P-6934)	
750.3070	n	(P-6949)	
750.4000	n	(P-6934)	
750.4010	n	(P-6934)	
750.4020	n	(P-6934)	
750.4030	n	(P-6934)	
750.4040	n	(P-6934)	
750.4050	n	(P-6934)	
750.4060	n	(P-6934)	
750.4070	n	(P-6934)	
750.4080	n	(P-6934)	
750.5000	n	(P-6934)	
1150.10	am	(P-14216)	
1150.20	am	(P-14216)	
1150.30	am	(P-14216)	
1150. Ap-A	n	(P-14216)	
1150. Ap-B	n	(P-14216)	
1175.425	am	(E-6810; P-7185; A-1515)	
1175.600	am	(E-6810; P-7185; A-1515)	
1200.30	am	(P-11993; C-12648)	
1220.110	am	(P-5867/88; A-4191)	
1220.120	am	(P-5867/88; A-4191)	
1220.130	am	(P-5867/88; A-4191)	
1220.140	am	(P-5867/88; A-4191)	
1220.150	am	(P-5867/88; A-4191)	
1220.160	n	(P-5867/88; A-4191)	
1220.220	am	(P-5867/88; A-4191)	
1220.231	am	(P-5867/88; A-4191)	

TITLE 68 (CONT'D)		
1220.240	am	(P-5867788; A-4191)
1220.260		(P-5867788; A-4191)
1220.340	r	(P-5867788; A-4191)
1220.350	n	(P-5867788; A-4191)
1220.400	n	(P-5867788; A-4191)
1220.410	r	(P-5867788; A-4191)
1220.410	n	(P-5867788; A-4191)
1220.421	am	(P-5867788; A-4191)
1220.432	n	(P-5867788; A-4191)
1220.431	r	(P-5867788; A-4191)
1220.435	am	(P-5867788; A-4191)
1220.500	n	(P-5867788; A-4191)
1220.510	n	(P-5867788; A-4191)
1220.520	n	(P-5867788; A-4191)
1220.530	n	(P-5867788; O-3444; R-4306; A-4191)
1220.540	n	(P-5867788; A-4191)
1220.550	n	(P-5867788; A-4191)
1220.560	n	(P-5867788; A-4191)
1220.561	r	(P-5867788; A-4191)
1220.562	r	(P-5867788; A-4191)
1220.563	r	(P-5867788; A-4191)
1220.564	r	(P-5867788; A-4191)
1220.565	r	(P-5867788; A-4191)
1220.566	r	(P-5867788; A-4191)
1220.567	r	(P-5867788; A-4191)
1220.568	r	(P-5867788; A-4191)
1220.569	r	(P-5867788; A-4191)
1220.570	r	(P-5867788; A-4191)
1220.571	r	(P-5867788; A-4191)
1220.572	r	(P-5867788; A-4191)
1220.573	r	(P-5867788; A-4191)
1220.574	r	(P-5867788; A-4191)
1220.575	r	(P-5867788; A-4191)
1220.576	r	(P-5867788; A-4191)
1220.577	r	(P-5867788; A-4191)
1220.578	r	(P-5867788; A-4191)
1220.579	r	(P-5867788; A-4191)
1220.580	r	(P-5867788; A-4191)
1220.581	r	(P-5867788; A-4191)
1220.582	r	(P-5867788; A-4191)
1220.583	r	(P-5867788; A-4191)
1220.584	r	(P-5867788; A-4191)
1220.585	r	(P-5867788; A-4191)
1220.586	r	(P-5867788; A-4191)
1220.587	r	(P-5867788; A-4191)
1220.588	r	(P-5867788; A-4191)
1220.589	r	(P-5867788; A-4191)
1220.590	r	(P-5867788; A-4191)
1220.591	r	(P-5867788; A-4191)
1220.592	r	(P-5867788; A-4191)
1220.593	r	(P-5867788; A-4191)
1220.594	r	(P-5867788; A-4191)
1220.595	r	(P-5867788; A-4191)
1220.596	r	(P-5867788; A-4191)
1220.597	r	(P-5867788; A-4191)
1220.598	r	(P-5867788; A-4191)
1220.599	r	(P-5867788; A-4191)
1220.600	r	(P-5867788; A-4191)
1220.601	r	(P-5867788; A-4191)
1220.602	r	(P-5867788; A-4191)
1220.603	r	(P-5867788; A-4191)
1220.604	r	(P-5867788; A-4191)
1220.605	r	(P-5867788; A-4191)
1220.606	r	(P-5867788; A-4191)
1220.607	r	(P-5867788; A-4191)
1220.608	r	(P-5867788; A-4191)
1220.609	r	(P-5867788; A-4191)
1220.610	r	(P-5867788; A-4191)
1220.611	r	(P-5867788; A-4191)
1220.612	r	(P-5867788; A-4191)
1220.613	r	(P-5867788; A-4191)
1220.614	r	(P-5867788; A-4191)
1220.615	r	(P-5867788; A-4191)
1220.616	r	(P-5867788; A-4191)
1220.617	r	(P-5867788; A-4191)
1220.618	r	(P-5867788; A-4191)
1220.619	r	(P-5867788; A-4191)
1220.620	r	(P-5867788; A-4191)
1220.621	r	(P-5867788; A-4191)
1220.622	r	(P-5867788; A-4191)
1220.623	r	(P-5867788; A-4191)
1220.624	r	(P-5867788; A-4191)
1220.625		

TITLE 68 (CONT'D)		TITLE 68 (CONT'D)	
1285.200	n	(P-15880/88; A-109.25)	(P-14938/88; A-15653)
1285.205	n	(P-15880/88; A-109.25)	(P-14938/88; A-15653)
1285.210	n	(P-15880/88; A-109.25)	(P-14938/88; O-14120; R-15874; A-15653)
1285.215	n	(P-15880/88; A-109.25)	
1285.220	n	(P-15880/88; A-109.25)	
1285.225	n	(P-15880/88; A-109.25)	
1285.230	n	(P-15880/88; A-109.25)	
1285.235	n	(P-15880/88; A-109.25)	
1285.240	n	(P-15880/88; A-109.25)	
1285.245	n	(P-15880/88; A-109.25)	
1285.250	n	(P-15880/88; A-109.25)	
1285.255	n	(P-15880/88; A-109.25)	
1285.260	n	(P-15880/88; A-109.25)	
1285.265	n	(P-15880/88; A-109.25)	
1285.270	n	(P-15880/88; A-109.25)	
1285.275	n	(P-15880/88; A-109.25)	
1285.310	n	(P-15880/88; A-109.25)	
1285.320	n	(P-15880/88; A-109.25)	
1285.330	n	(P-15880/88; A-109.25)	
1290.110	r	(P-15854/88; A-109.23)	
1290.20	r	(P-15854/88; A-109.23)	
1290.30	r	(P-15854/88; A-109.23)	
1290.35	r	(P-15854/88; A-109.23)	
1290.40	r	(P-15854/88; A-109.23)	
1290.55	r	(P-15854/88; A-109.23)	
1290.60	r	(P-15854/88; A-109.23)	
1290.70	r	(P-15854/88; A-109.23)	
1290.80	r	(P-15854/88; A-109.23)	
1290.90	r	(P-15854/88; A-109.23)	
1290.100	r	(P-15854/88; A-109.23)	
1290.110	r	(P-15854/88; A-109.23)	
1290.120	r	(P-15854/88; A-109.23)	
1290.130	r	(P-15854/88; A-109.23)	
1290.135	r	(P-15854/88; A-109.23)	
1290.140	r	(P-15854/88; A-109.23)	
1290.150	r	(P-15854/88; A-109.23)	
1290.160	r	(P-15854/88; A-109.23)	
1290.170	r	(P-15854/88; A-109.23)	
1290.180	r	(P-15854/88; A-109.23)	
1290.190	r	(P-15854/88; A-109.23)	
1300.10	n	(P-14236)	
1300.20	am	(P-14236)	
1300.25	am	(P-14236)	
1300.30	am	(P-14236)	
1300.40	am	(P-14236)	
1300.41	am	(P-14236)	
1300.42	am	(P-14236)	
1300.45	am	(P-14236)	
1300.48	am	(P-14236)	
1300.60	n	(P-14236)	
1300.70	n	(P-14236)	
1310.10	r	(P-14938/88; A-15653)	
1310.20	am	(P-14938/88; O-14120; R-15874; A-15653)	
1310.30	am	(P-14938/88; O-14120; R-15874; A-15653)	
1310.40	am	(P-14938/88; A-15653)	
1310.50	am	(P-14938/88; A-15653)	
1310.60	am	(P-14938/88; A-15653)	
1310.70	am	(P-14938/88; A-15653)	
1310.75	am	(P-14938/88; A-15653)	
1310.80	am	(P-14938/88; A-15653)	
1310.85	am	(P-14938/88; A-15653)	
1310.90	am	(P-14938/88; A-15653)	
1320.20	am	(P-8606/88; A-6994)	
1320.30	am	(P-8606/88; A-6994)	
1320.40	am	(P-8606/88; A-6994)	
1320.50	am	(P-8606/88; A-6994)	
1320.55	am	(P-8606/88; A-6994)	
1320.60	am	(P-8606/88; A-6994)	
1320.65	am	(P-8606/88; A-6994)	
1320.70	am	(P-8606/88; A-6994)	
1320.80	am	(P-8606/88; A-6994)	
1320.90	am	(P-8606/88; A-6994)	
1320.95	n	(P-8606/88; A-6994)	
1320.100	am	(P-8606/88; A-6994)	
1320.110	am	(P-8606/88; A-6994)	
1320.110	am	(P-8606/88; A-6994)	
1320.250	n	(P-8606/88; A-6994)	
1320.310	n	(P-8606/88; A-6994)	
1360.10	r	(P-14963/88; A-4234)	
1360.20	am	(P-14963/88; A-4234)	
1360.30	am	(P-14963/88; A-4234)	
1360.40	am	(P-14963/88; A-4234)	
1360.45	n	(P-14963/88; A-4234)	
1360.50	am	(P-14963/88; A-4234)	
1360.55	am	(P-14963/88; A-4234)	
1360.60	am	(P-14963/88; A-4234)	
1360.65	n	(P-14963/88; A-4234)	
1360.70	am	(P-14963/88; O-3450; RC-3452; R-4308; A-4234)	
1360.75	n	(P-14963/88; RC-3452; A-4234)	
1360.80	r	(P-14963/88; A-4234)	
1360.85	am	(P-14963/88; A-4234)	
1360.90	am	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90	r	(P-14963/88; A-4234)	
1360.90</			

TITLE 68 (CONT'D)		
1465.30	n	(P-1388; A-13882) (E-1616)
1465.40	n	(P-1388; A-13882) (E-1616)
1465.50	n	(P-1388; A-13882) (E-1616)
1465.60	n	(P-1388; A-13882) (E-1616)
1465.70	n	(P-1388; A-13882)
1465.90	n	(P-5026; A-13867) (E-5771)
1470.5	n	(P-5026; A-13867) (E-5771)
1470.7	am	(P-5426; A-13867) (E-5771)
1470.10	r	(P-5426; A-13867)
1470.11	n	(P-5426; A-13867)
1470.20	r	(E-5771)
1470.21	am	(E-5771)
1470.30	am	(P-5426; A-13867)
1470.40	am	(P-5426; A-13867)
1470.50	r	(P-5426; A-13867)
1470.60	r	(P-5426; A-13867)
1470.61	n	(P-5426; A-13867)
1470.70	am	(P-5426; A-13867) (E-5771)
1470.80	am	(P-5426; A-13867)
1470.90	am	(P-5426; A-13867)
1470.100	am	(P-5426; A-13867)
1480.20	am	(E-5781; O-9605) (P-5424; A-13891)
1500.10	am	(P-18100/88; A-3826)
1500.11	am	(P-18100/88; A-3826)
TITLE 71		
40.130	am	(P-1283; A-6973)
1000.10	re	(A-13866)
1000.20	re	(A-13866)
1000.30	re	(A-13866)
1000.40	re	(A-13866)
1000.50	re	(A-13866)
1000.60	re	(A-13866)
1000.70	re	(A-13866)
1000.80	re	(A-13866)
1000.90	re	(A-13866)
1500.10	re	(A-13866)
1500.20	re	(A-13866)
1500.30	re	(A-13866)
1500.40	re	(A-13866)
1500.50	re	(A-13866)
1500.60	re	(A-13866)
1500.70	re	(A-13866)
1500.80	re	(A-13866)
1500.90	re	(A-13866)
1510.100	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.110	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.120	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.130	n	(P-14813/88; O-3442; R-5210; A-5098)

TITLE 71 (CONT'D)		
1510.140	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.150	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.200	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.210	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.220	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.300	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.310	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.320	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.330	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.340	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.350	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.Ap. A	n	(P-14813/88; O-3442; R-5210; A-5098)
1510.Ap. B	n	(P-14813/88; O-3442; R-5210; A-5098)
2005.10	n	(P-15640)
2005.20	n	(P-15640)
2005.30	n	(P-15640)
2005.40	n	(P-15640)
2005.50	n	(P-15640)
2005.60	n	(P-15640)
2005.70	n	(P-15640)
2005.80	n	(P-15640)
2005.90	n	(P-15640)
TITLE 74		
280.10	am	(P-19259/88; A-4664)
280.20	am	(P-5314; (P-19259/88; A-14038)
280.30	am	(P-19259/88; A-4664)
280.Ap.A	n	(P-19259/88; A-4664)
280.Ap.B	n	(P-19259/88; A-4664)
420.630	am	(P-11983)
420.640	am	(P-11983)
TITLE 77		
200.100	r	(P-17673/88; A-4681)
200.101	r	(P-17673/88; A-4681)
200.150	r	(P-17673/88; A-4681)
200.201	r	(P-17673/88; A-4681)
200.202	r	(P-17673/88; A-4681)
200.203	r	(P-17673/88; A-4681)
200.204	r	(P-17673/88; A-4681)
200.205	r	(P-17673/88; A-4681)
200.206	r	(P-17673/88; A-4681)
200.207	r	(P-17673/88; A-4681)

[illegible]

TITLE 77 (CONT'D)		
250.310	am	(P-1989;288; A-13232)
250.315	n	(P-7875)
250.330	am	(P-7875)
250.1830	am	(P-1989;288; A-13232)
250.1850	am	(P-1989;288; A-13232)
250.1860	am	(P-1989;288; A-13232)
250.2140	am	(P-7875)
300.110	am	(P-2133;388; A-4684)
300.120	am	(P-2133;388; A-4684)
300.130	am	(P-2133;388; A-4684)
300.140	am	(P-2133;388; A-4684)
300.150	am	(P-2133;388; A-4684)
300.160	am	(P-2133;388; A-4684)
300.165	am	(P-2133;388; A-4684)
300.170	am	(P-2133;388; A-4684)
300.175	am	(P-2133;388; A-4684)
300.180	am	(P-2133;388; A-4684)
300.190	am	(P-2133;388; A-4684)
300.200	am	(P-2133;388; A-4684)
300.210	am	(P-2133;388; A-4684)
300.220	am	(P-2133;388; A-4684)
300.230	am	(P-2133;388; A-4684)
300.240	am	(P-2133;388; A-4684)
300.250	am	(P-2133;388; A-4684)
300.260	am	(P-2133;388; A-4684)
300.270	am	(P-2133;388; A-4684)
300.272	am	(P-2133;388; A-4684)
300.274	am	(P-2133;388; A-4684)
300.277	n	(P-2133;388; A-4684)
300.278	am	(P-2133;388; A-4684)
300.280	am	(P-2133;388; A-4684)
300.282	am	(P-2133;388; A-4684)
300.284	am	(P-2133;388; A-4684)
300.286	am	(P-2133;388; A-4684)
300.288	am	(P-2133;388; A-4684)
300.290	am	(P-2133;388; A-4684)
300.300	am	(P-2133;388; A-4684)
300.310	am	(P-2133;388; A-4684)
300.320	am	(P-2133;388; A-4684)
300.330	am	(P-2133;388; A-4684)
300.340	am	(P-2133;388; A-4684)
300.350	am	(P-2133;388; A-4684)
300.610	am	(P-2133;388; A-4684)
300.620	am	(P-1358;188; A-5134)
300.630	am	(P-2133;388; A-4684)
300.640	am	(P-2133;388; A-4684)
300.650	am	(P-2133;388; A-4684)
300.655	n	(P-2133;388; A-4684)
300.660	r	(P-8347)
300.660	n	(P-8347)
300.665	n	(P-8347)
300.670	am	(P-2133;388; A-4684)
300.680	am	(P-2133;388; A-4684)
300.690	am	(P-2133;388; A-4684)

TITLE 77 (CONT'D)		
(F)	300,810	ann
(F)	300,820	ann
(F)	300,830	ann
(F)	300,840	ann
(F)	300,1010	ann
(F)	300,1020	ann
(F)	300,1025	n
(F)	300,1030	ann
(F)	300,1040	ann
(F)	300,1050	ann
(F)	300,1210	ann
(F)	300,1220	ann
(F)	300,1230	ann
(F)	300,1240	ann
(F)	300,1410	ann
(F)	300,1420	ann
(F)	300,1430	ann
(F)	300,1610	ann
(F)	300,1620	ann
(F)	300,1630	ann
(F)	300,1640	ann
(F)	300,1650	ann
(F)	300,1810	ann
(F)	300,1820	ann
(F)	300,1830	ann
(F)	300,1840	ann
(F)	300,1850	ann
(F)	300,1860	ann
(F)	300,1870	ann
(F)	300,1880	ann
(F)	300,2010	ann
(F)	300,2020	ann
(F)	300,2030	ann
(F)	300,2040	ann
(F)	300,2050	ann
(F)	300,2060	ann
(F)	300,2070	ann
(F)	300,2080	ann
(F)	300,2090	ann
(F)	300,2100	ann
(F)	300,2110	ann
(F)	300,2210	ann
(F)	300,2220	ann
(F)	300,2230	ann
(F)	300,2410	ann
(F)	300,2420	ann
(F)	300,2430	ann
(F)	300,2610	ann
(F)	300,2620	ann
(F)	300,2630	ann
(F)	300,2640	ann
(F)	300,2810	ann
(F)	300,2820	ann
(F)	300,2830	ann
(F)	300,2840	ann
(F)	300,2850	ann

[illegible]

300.2860	300.2870	300.2880	300.2890	300.2900	300.2910	300.2920	300.2930	300.2940	300.3010	300.3020	300.3030	300.3040	300.3050	300.3060	300.3070	300.3080	300.3090	300.3100	300.3110	300.3120	300.3130	300.3140	300.3210	300.3220	300.3230	300.3240	300.3250	300.3260	300.3270	300.3280	300.3290	300.3300	300.3310	300.3320	300.3330	300.3370	330.110	330.120	330.130	330.140	330.150	330.160	330.165	330.170	330.175	330.180	330.190	330.200	330.210	330.220	330.230	330.240	330.250	330.260	330.270
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[illegible]

TABLE 77. (CONT.)	
330.271	art
330.272	art
330.276	art
330.277	n
330.278	art
330.280	art
330.282	art
330.284	art
330.286	art
330.288	art
330.289	art
330.290	art
330.300	art
330.310	art
330.320	art
330.330	art
330.340	art
330.350	art
330.370	art
330.372	art
330.373	art
330.374	art
330.375	art
330.376	art
330.376	n
330.376	n
330.377	art
330.380	art
330.910	art
330.913	n
330.916	n
330.920	art
330.930	art
330.1110	art
330.1140	art
330.1310	art
330.1120	art
330.1130	art
330.1135	n
330.1140	art
330.1310	art
330.1320	art
330.1330	art
330.1510	art
330.1520	art
330.1530	art
330.1710	art
330.1720	art
330.1730	art
330.1740	art
330.1750	art
330.1760	art
330.1770	art
330.1910	art
330.1920	art
330.1930	art
330.1940	art
330.1950	art
330.1960	art
330.1970	art

TITLE 77 (CONT'D)

TITLE 77 (CONT'D)

350.278	am	(P-21621/88; A-6040)	350.1810	am	(P-21621/88; A-6040)
350.280	am	(P-21621/88; A-6040)	350.1820	am	(P-21621/88; A-6040)
350.282	am	(P-21621/88; A-6040)	350.1830	am	(P-21621/88; A-6040)
350.284	am	(P-21621/88; A-6040)	350.1840	am	(P-21621/88; A-6040)
350.286	am	(P-21621/88; A-6040)	350.1850	am	(P-21621/88; A-6040)
350.288	am	(P-21621/88; A-6040)	350.1860	am	(P-21621/88; A-6040)
350.290	am	(P-21621/88; A-6040)	350.1870	am	(P-21621/88; A-6040)
350.300	am	(P-21621/88; A-6040)	350.1880	am	(P-21621/88; A-6040)
350.310	am	(P-21621/88; A-6040)	350.1890	am	(P-21621/88; A-6040)
350.320	am	(P-21621/88; A-6040)	350.1900	am	(P-21621/88; A-6040)
350.330	am	(P-21621/88; A-6040)	350.1910	am	(P-21621/88; A-6040)
350.340	am	(P-21621/88; A-6040)	350.2010	am	(P-21621/88; A-6040)
350.510	am	(P-21621/88; A-6040)	350.2020	am	(P-21621/88; A-6040)
350.610	am	(P-21621/88; A-6040)	350.2030	am	(P-21621/88; A-6040)
350.620	am	(P-21621/88; A-6040)	350.2210	am	(P-21621/88; A-6040)
350.630	am	(P-21621/88; A-6040)	350.2220	am	(P-21621/88; A-6040)
350.640	am	(P-21621/88; A-6040)	350.2410	am	(P-21621/88; A-6040)
350.650	am	(P-21621/88; A-6040)	350.2420	am	(P-21621/88; A-6040)
350.660	am	(P-21621/88; A-6040)	350.2430	am	(P-21621/88; A-6040)
350.670	am	(P-21621/88; A-6040)	350.2440	am	(P-21621/88; A-6040)
350.675	n	(P-21621/88; A-6040)	350.2610	am	(P-21621/88; A-6040)
350.680	r	(P-8293)	350.2620	am	(P-21621/88; A-6040)
350.680	n	(P-8293)	350.2630	am	(P-21621/88; A-6040)
350.685	n	(P-8293)	350.2640	am	(P-21621/88; A-6040)
350.690	am	(P-21621/88; A-6040)	350.2650	am	(P-21621/88; A-6040)
350.700	am	(P-21621/88; A-6040)	350.2660	am	(P-21621/88; A-6040)
350.810	am	(P-21621/88; A-6040)	350.2670	am	(P-21621/88; A-6040)
350.820	am	(P-21621/88; A-6040)	350.2680	am	(P-21621/88; A-6040)
350.830	am	(P-21621/88; A-6040)	350.2690	am	(P-21621/88; A-6040)
350.1010	am	(P-21621/88; A-6040)	350.2700	am	(P-21621/88; A-6040)
350.1020	am	(P-21621/88; A-6040)	350.2710	am	(P-21621/88; A-6040)
350.1030	am	(P-21621/88; A-6040)	350.2720	am	(P-21621/88; A-6040)
350.1040	am	(P-21621/88; A-6040)	350.2730	am	(P-21621/88; A-6040)
350.1050	am	(P-21621/88; A-6040)	350.2740	am	(P-21621/88; A-6040)
350.1060	am	(P-21621/88; A-6040)	350.2910	am	(P-21621/88; A-6040)
350.1070	am	(P-21621/88; A-6040)	350.2920	am	(P-21621/88; A-6040)
350.1210	am	(P-21621/88; A-6040)	350.2930	am	(P-21621/88; A-6040)
350.1220	am	(P-21621/88; A-6040)	350.2940	am	(P-21621/88; A-6040)
350.1225	n	(P-21621/88; A-6040)	350.2950	am	(P-21621/88; A-6040)
350.1230	am	(P-21621/88; A-6040)	350.2960	am	(P-21621/88; A-6040)
350.1240	am	(P-21621/88; A-6040)	350.2970	am	(P-21621/88; A-6040)
350.1250	am	(P-21621/88; A-6040)	350.2980	am	(P-21621/88; A-6040)
350.1410	am	(P-21621/88; A-6040)	350.2990	am	(P-21621/88; A-6040)
350.1420	am	(P-21621/88; A-6040)	350.3000	am	(P-21621/88; A-6040)
350.1430	am	(P-21621/88; A-6040)	350.3010	am	(P-21621/88; A-6040)
350.1440	am	(P-21621/88; A-6040)	350.3020	am	(P-21621/88; A-6040)
350.1450	am	(P-21621/88; A-6040)	350.3030	am	(P-21621/88; A-6040)
350.1610	am	(P-21621/88; A-6040)	350.3040	am	(P-21621/88; A-6040)
350.1620	am	(P-21621/88; A-6040)	350.3210	am	(P-21621/88; A-6040)
350.1630	am	(P-21621/88; A-6040)	350.3220	am	(P-21621/88; A-6040)
350.1640	am	(P-21621/88; A-6040)	350.3230	am	(P-21621/88; A-6040)
350.1650	am	(P-21621/88; A-6040)	350.3240	am	(P-21621/88; A-6040)
350.1660	am	(P-21621/88; A-6040)	350.3250	am	(P-21621/88; A-6040)
350.1670	am	(P-21621/88; A-6040)	350.3260	am	(P-21621/88; A-6040)
350.1680	am	(P-21621/88; A-6040)	350.3270	am	(P-21621/88; A-6040)
350.1690	am	(P-21621/88; A-6040)	350.3280	am	(P-21621/88; A-6040)

[illegible]

TITLE 77 (CONT'D)			TITLE 77 (CONT'D)			TITLE 77 (CONT'D)			TITLE 77 (CONT'D)		
350.3290	am	(P-21621/88; A-6040)	380.260	n	(P-987; W-8123)	380.810	n	(P-987; W-8123)	390.685	n	(P-8315)
350.3300	am	(P-21621/88; A-6040)	380.270	n	(P-987; W-8123)	380.820	n	(P-987; W-8123)	390.690	am	(P-21064/88; A-6301)
350.3310	am	(P-21621/88; A-6040)	380.280	n	(P-987; W-8123)	380.830	n	(P-987; W-8123)	390.700	am	(P-21064/88; A-6301)
350.3320	am	(P-21621/88; A-6040)	380.290	n	(P-987; W-8123)	380.840	n	(P-987; W-8123)	390.810	am	(P-21064/88; A-6301)
350.3330	am	(P-21621/88; A-6040)	380.300	n	(P-987; W-8123)	380.850	n	(P-987; W-8123)	390.820	am	(P-21064/88; A-6301)
350.3340	am	(P-21621/88; A-6040)	380.310	n	(P-987; W-8123)	380.860	n	(P-987; W-8123)	390.830	am	(P-21064/88; A-6301)
350.3350	am	(P-21621/88; A-6040)	380.320	n	(P-987; W-8123)	380.870	n	(P-987; W-8123)	390.840	am	(P-21064/88; A-6301)
350.3360	am	(P-21621/88; A-6040)	380.330	n	(P-987; W-8123)	380.880	n	(P-987; W-8123)	390.850	am	(P-21064/88; A-6301)
350.3370	am	(P-21621/88; A-6040)	380.340	n	(P-987; W-8123)	380.890	n	(P-987; W-8123)	390.860	am	(P-21064/88; A-6301)
350.3380	am	(P-21621/88; A-6040)	380.350	n	(P-987; W-8123)	380.900	n	(P-987; W-8123)	390.870	am	(P-21064/88; A-6301)
350.3390	am	(P-21621/88; A-6040)	380.360	n	(P-987; W-8123)	380.910	n	(P-987; W-8123)	390.880	am	(P-21064/88; A-6301)
350.3400	am	(P-21621/88; A-6040)	380.370	n	(P-987; W-8123)	390.110	am	(P-21064/88; A-6301)	390.890	am	(P-21064/88; A-6301)
350.3410	am	(P-21621/88; A-6040)	380.380	n	(P-987; W-8123)	390.120	am	(P-21064/88; A-6301)	390.900	am	(P-21064/88; A-6301)
350.3420	am	(P-21621/88; A-6040)	380.390	n	(P-987; W-8123)	390.130	am	(P-21064/88; A-6301)	390.910	am	(P-21064/88; A-6301)
350.3430	am	(P-21621/88; A-6040)	380.400	n	(P-987; W-8123)	390.140	am	(P-21064/88; A-6301)	390.920	am	(P-21064/88; A-6301)
350.3440	am	(P-21621/88; A-6040)	380.410	n	(P-987; W-8123)	390.150	am	(P-21064/88; A-6301)	390.930	am	(P-21064/88; A-6301)
350.3450	am	(P-21621/88; A-6040)	380.420	n	(P-987; W-8123)	390.160	am	(P-21064/88; A-6301)	390.940	am	(P-21064/88; A-6301)
350.3460	am	(P-21621/88; A-6040)	380.430	n	(P-987; W-8123)	390.170	am	(P-21064/88; A-6301)	390.950	am	(P-21064/88; A-6301)
350.3470	am	(P-21621/88; A-6040)	380.440	n	(P-987; W-8123)	390.180	am	(P-21064/88; A-6301)	390.960	am	(P-21064/88; A-6301)
350.3480	am	(P-21621/88; A-6040)	380.450	n	(P-987; W-8123)	390.190	am	(P-21064/88; A-6301)	390.970	am	(P-21064/88; A-6301)
350.3490	am	(P-21621/88; A-6040)	380.460	n	(P-987; W-8123)	390.200	am	(P-21064/88; A-6301)	390.980	am	(P-21064/88; A-6301)
350.3500	am	(P-21621/88; A-6040)	380.470	n	(P-987; W-8123)	390.210	am	(P-21064/88; A-6301)	390.990	am	(P-21064/88; A-6301)
350.3510	am	(P-21621/88; A-6040)	380.480	n	(P-987; W-8123)	390.220	am	(P-21064/88; A-6301)	390.100	am	(P-21064/88; A-6301)
350.3520	am	(P-21621/88; A-6040)	380.490	n	(P-987; W-8123)	390.230	am	(P-21064/88; A-6301)	390.110	am	(P-21064/88; A-6301)
350.3530	am	(P-21621/88; A-6040)	380.500	n	(P-987; W-8123)	390.240	am	(P-21064/88; A-6301)	390.120	am	(P-21064/88; A-6301)
350.3540	am	(P-21621/88; A-6040)	380.510	n	(P-987; W-8123)	390.250	am	(P-21064/88; A-6301)	390.130	am</	

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)			
390.2430	am	(P-21064/88; A-6301)	450.230	am	(P-2249; A-11573)
390.2440	am	(P-21064/88; A-6301)	450.310	am	(P-2249; A-11573)
390.2450	am	(P-21064/88; A-6301)	450.320	am	(P-2249; A-11573)
390.2610	am	(P-21064/88; A-6301)	450.330	am	(P-2249; A-11573)
390.2620	am	(P-21064/88; A-6301)	450.410	am	(P-2249; A-11573)
390.2630	am	(P-21064/88; A-6301)	450.420	am	(P-2249; A-11573)
390.2640	am	(P-21064/88; A-6301)	450.430	am	(P-2249; A-11573)
390.2650	am	(P-21064/88; A-6301)	450.440	am	(P-2249; A-11573)
390.2660	am	(P-21064/88; A-6301)	450.440	n	(P-19327/88; A-4285)
390.2670	am	(P-21064/88; A-6301)	450.450	am	(P-2249; A-11573)
390.2680	am	(P-21064/88; A-6301)	450.450	n	(P-19327/88; A-4285)
390.2690	am	(P-21064/88; A-6301)	450.510	am	(P-2249; A-11573)
390.2700	am	(P-21064/88; A-6301)	450.520	am	(P-2249; A-11573)
390.2710	am	(P-21064/88; A-6301)	450.530	r	(P-2249; A-11573)
390.2720	am	(P-21064/88; A-6301)	450.540	r	(P-2249; A-11573)
390.2730	am	(P-21064/88; A-6301)	450.550	r	(P-2249; A-11573)
390.2740	am	(P-21064/88; A-6301)	450.560	r	(P-2249; A-11573)
390.2910	am	(P-21064/88; A-6301)	450.570	r	(P-2249; A-11573)
390.2920	am	(P-21064/88; A-6301)	450.610	am	(P-2249; A-11573)
390.2930	am	(P-21064/88; A-6301)	450.710	am	(P-2249; A-11573)
390.2940	am	(P-21064/88; A-6301)	450.720	am	(P-2249; A-11573)
390.2950	am	(P-21064/88; A-6301)	450.730	am	(P-2249; A-11573)
390.2960	am	(P-21064/88; A-6301)	450.810	r	(P-2249; A-11573)
390.2970	am	(P-21064/88; A-6301)	450.820	r	(P-2249; A-11573)
390.2980	am	(P-21064/88; A-6301)	450.830	r	(P-2249; A-11573)
390.2990	am	(P-21064/88; A-6301)	450.835	r	(P-2249; A-11573)
390.3000	am	(P-21064/88; A-6301)	450.840	r	(P-2249; A-11573)
390.3010	am	(P-21064/88; A-6301)	450.845	r	(P-2249; A-11573)
390.3020	am	(P-21064/88; A-6301)	450.848	r	(P-2249; A-11573)
390.3030	am	(P-21064/88; A-6301)	450.850	r	(P-2249; A-11573)
390.3040	am	(P-21064/88; A-6301)	450.850	r	(P-2249; A-11573)
390.3210	am	(P-21064/88; A-6301)	450.860	r	(P-2249; A-11573)
390.3220	am	(P-21064/88; A-6301)	450.870	r	(P-2249; A-11573)
390.3230	am	(P-21064/88; A-6301)	450.920	am	(P-2249; A-11573)
390.3240	am	(P-21064/88; A-6301)	450.930	am	(P-2249; A-11573)
390.3250	am	(P-21064/88; A-6301)	450.940	am	(P-2249; A-11573)
390.3260	am	(P-21064/88; A-6301)	450.950	am	(P-2249; A-11573)
390.3270	am	(P-21064/88; A-6301)	450.1010	am	(P-2249; A-11573)
390.3280	am	(P-21064/88; A-6301)	450.1110	am	(P-2249; A-11573)
390.3290	am	(P-21064/88; A-6301)	450.1120	am	(P-2249; A-11573)
390.3300	am	(P-21064/88; A-6301)	450.1130	am	(P-2249; A-11573)
390.3310	am	(P-21064/88; A-6301)	450.1140	am	(P-2249; A-11573)
390.3320	am	(P-21064/88; A-6301)	450.1150	am	(P-2249; A-11573)
390.3330	am	(P-21064/88; A-6301)	450.1155	am	(P-2249; A-11573)
390.3510	am	(P-21064/88; A-6301)	450.1200	am	(P-2249; A-11573)
390.4p-A	am	(P-21064/88; A-6301)	450.1300	am	(P-2249; A-11573)
450.5	n	(P-2249; A-11573)	450.1300	n	(P-19327/88; A-4285)
450.10	am	(P-2249; A-11573)	450.1310	n	(P-2249; A-11573)
450.20	am	(P-2249; A-11573) (E-13678) (P-14280)	450.1320	am	(P-2249; A-11573)
450.30	am	(P-2249; A-11573)	450.1320	n	(P-2249; A-11573)
450.35	n	(P-2249; A-11573)	450.1320	am	(P-2249; A-11573)
450.40	n	(P-2249; A-11573)	450.1330	n	(P-2249; A-11573)
450.50	n	(P-2249; A-11573)	450.1330	n	(P-19327/88; A-4285)
450.60	n	(P-2249; A-11573)	450.4p-A	n	(P-2249; A-11573)
450.210	am	(P-2249; A-11573)	450.4p-A	am	(P-14280)
450.220	am	(P-2249; A-11573)	450.4p-B	am	(P-2249; A-11573)
450.220	am	(P-2249; A-11573)	450.4p-B	n	(P-14280)

TITLE 77 (CONT'D)			TITLE 77 (CONT'D)		
450.Ap-C	n	(A-11573)	535.930	n	(P-4500; A-15716)
490.10	n	(P-2974; A-14409)	535.931	n	(P-4500; A-15716)
490.20	n	(P-2974; A-14409)	535.932	n	(P-4500; A-15716)
490.30	n	(P-2974; A-14409)	535.933	n	(P-4500; A-15716)
490.40	n	(P-2974; A-14409)	535.934	n	(P-4500; A-15716)
490.210	n	(P-2974; A-14409)	535.935	n	(P-4500; A-15716)
490.220	n	(P-2974; A-14409)	535.936	n	(P-4500; A-15716)
490.230	n	(P-2974; A-14409)	535.940	n	(P-4500; A-15716)
490.310	n	(P-2974; A-14409)	535.941	n	(P-4500; A-15716)
490.320	n	(P-2974; A-14409)	535.942	n	(P-4500; A-15716)
490.330	n	(P-2974; A-14409)	535.943	n	(P-4500; A-15716)
490.410	n	(P-2974; A-14409)	535.950	n	(P-4500; A-15716)
490.420	n	(P-2974; A-14409)	535.951	n	(P-4500; A-15716)
490.430	n	(P-2974; A-14409)	535.952	n	(P-4500; A-15716)
490.440	n	(P-2974; A-14409)	535.953	n	(P-4500; A-15716)
490.510	n	(P-2974; A-14409)	540.10	am	(P-4616; A-15441)
490.520	n	(P-2974; A-14409)	540.30	am	(P-4616; A-15441)
490.610	n	(P-2974; A-14409)	540.40	am	(P-4616; A-15441)
490.620	n	(P-2974; A-14409)	540.50	am	(P-4616; A-15441)
490.710	n	(P-2974; A-14409)	540.70	am	(P-4616; A-15441)
490.720	n	(P-2974; A-14409)	540.80	am	(P-4616; A-15441)
490.730	n	(P-2974; A-14409)	540.90	am	(P-4616; A-15441)
490.740	n	(P-2974; A-14409)	540.160	am	(P-4616; A-15441)
490.750	n	(P-2974; A-14409)	540.190	n	(P-4616)
490.760	n	(P-2974; A-14409)	542.10	n	(P-4544/88; A-3086)
490.770	n	(P-2974; A-14409)	542.20	n	(P-4544/88; A-3086)
490.780	n	(P-2974; A-14409)	542.30	n	(P-4544/88; A-3086)
490.810	n	(P-2974; A-14409)	542.40	n	(P-4544/88; A-3086)
490.820	n	(P-2974; A-14409)	542.50	n	(P-4544/88; A-3086)
490.830	n	(P-2974; A-14409)	542.60	n	(P-4544/88; A-3086)
490.840	n	(P-2974; A-14409)	542.70	n	(P-4544/88; A-3086)
490.910	n	(P-2974; A-14409)	542.80	n	(P-4544/88; A-3086)
490.Ap-A	n	(A-14409)	542.90	n	(P-4544/88; A-3086)
Ex-A	n	(A-14409)	542.100	n	(P-4544/88; A-3086)
Ex-B	n	(A-14409)	600.110	am	(P-10035)
535.10	am	(P-4500; A-15716)	600.120	am	(P-10035)
535.20	am	(P-4126; A-15414)	600.230	am	(P-10035)
		A-15716)	600.250	am	(P-10035)
535.150	am	(P-4126; A-15414)	600.310	am	(P-10035)
535.200	am	(P-4126; A-15414)	600.900	am	(P-10035)
535.240	am	(P-4126; A-15414)	600.910	r	(P-10035)
535.400	am	(P-4126; A-15414)	600.920	r	(P-10035)
535.410	am	(P-4126; A-15414)	600.930	r	(P-10035)
535.420	am	(P-4126; A-15414)	600.1100	am	(P-10035)
535.430	am	(P-4126; A-15414)	600.1110	am	(P-10035)
535.800	n	(P-4126; A-15414)	600.1120	am	(P-10035)
535.810	n	(P-4126; A-15414)	600.1130	am	(P-10035)
535.820	n	(P-4126; A-15414)	600.1140	am	(P-10035)
535.830	n	(P-4126; A-15414)	600.1400	am	(P-10035)
535.840	n	(P-4126; A-15414)	615.100	am	(P-10137)
535.850	n	(P-4126; A-15414)	615.110	am	(P-10137)
535.860	n	(P-4126; A-15414)	615.140	am	(P-10137)
535.870	n	(P-4126; A-15414)	615.150	am	(P-10137)
535.900	n	(P-4500; A-15716)	615.160	am	(P-10137)
535.910	n	(P-4500; A-15716)	615.200	am	(P-10137)
535.920	n	(P-4500; A-15716)	615.310	am	(P-10137)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.500	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)	790.1620	am	(P-12991/88; A-856) (P-16425/88; A-856)
790.540	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1660	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
790.548	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1685	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
790.580	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1697	am	(P-3015; A-11717) (E-3108)
790.600	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1700	am	(P-3015; A-11717) (E-3108)
790.620	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1706	am	(P-3015; A-11717) (E-3108)
790.630	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1708	am	(P-3015; A-11717) (E-3108)
790.721	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1710	am	(P-3015; A-11717) (E-3108)
790.799	n	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1721	am	(P-3015; A-11717) (E-3108)
790.860	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1740	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.900	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1842	am	(P-12942) (E-12990)
790.905	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1848	am	(P-12942) (E-12990)
790.910	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1930	am	(P-16425/88; A-856)
790.940	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.1980	am	(P-3015; A-11717) (E-3108)
790.974	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.2020	am	(P-12942) (E-12990)
790.980	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.2060	am	(P-16425/88; A-856) (P-12942) (E-12990)
790.1060	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)	790.2097	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
790.1100	r	(P-16425/88; A-856)	790.2140	am	(P-12991/88; P-16425/88; A-856) (P-12942) (E-12990)
790.1125	n	(P-16425/88; A-856)	790.2180	am	(P-16425/88; A-856)
790.1127	am	(P-3015; A-11717) (E-3108)	790.2260	am	(P-16425/88; A-856)
790.1129	n	(P-16425/88; A-856)	790.2340	am	(P-16425/88; A-856)
790.1129	n	(P-16425/88; A-856)	790.2380	am	(P-16425/88; A-856)
790.1131	am	(P-3015; A-11717) (E-3108)	790.2465	n	(P-12942) (E-12990)
790.1131	am	(P-3015; A-11717) (E-3108)	790.2470	n	(P-12942) (E-12990)
790.1200	am	(P-3015; A-11717) (E-3108)	790.2500	am	(P-12991/88; P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.1300	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)	790.2540	am	(P-16425/88; A-856)
790.1345	am	(P-16425/88; A-856)	790.2580	am	(P-12990)
790.1360	am	(P-12942) (E-12990)	790.2603	n	(P-3015; A-11717) (E-3108)
790.1380	am	(P-12942) (E-12990)	790.2605	am	(P-12991/88; P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.1423	n	(P-12942) (E-12990)	790.2613	am	(P-16425/88; A-856) (P-12942) (E-12990)
790.1425	am	(P-12942) (E-12990)	790.2614	am	(P-12942) (E-12990)
790.1440	n	(P-16425/88; A-856) (P-12942) (E-12990)	790.2617	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.1460	am	(P-16425/88; A-856)	790.2618	am	(P-12991/88; P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.1560	n	(P-12991/88; P-16425/88; A-856)	790.2660	am	(P-12942) (E-12990)
790.1570	n	(P-16425/88; A-856)	790.2663	am	(P-3015; A-11717) (E-3108)
790.1570	am	(P-3015; A-11717) (E-3108)	790.2668	am	(P-3015; A-11717) (E-3108)
790.1577	am	(P-12942) (E-12990)	790.2672	am	(P-3015; A-11717) (E-3108)
		(P-16425/88; A-856) (P-3015; A-11717) (E-3108)	790.2700	am	(P-3015; A-11717) (E-3108)

TITLE 77 (CONT'D)

790.5140	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.5180	am	(P-12942) (E-12990)
790.5220	am	(P-16425/88; A-856)
790.5300	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
		(P-16425/88; A-856) (P-12942) (E-12990)
790.5312	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.5320	n	(P-12942) (E-12990)
790.5380	am	(P-12942) (E-12990)
790.5420	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.5483	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.5520	n	(P-12942) (E-12990)
790.5530	am	(P-16425/88; A-856)
790.5540	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.5544	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.5555	n	(P-12942) (E-12990)
790.5560	n	(P-12991/88; A-856)
790.5620	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.5640	n	(P-12991/88; A-856)
790.5660	am	(P-3015; A-11717) (E-3108)
790.5740	am	(P-12942) (E-12990)
790.5780	am	(P-3015; A-11717) (E-3108)
790.5792	am	(P-12991/88; P-16425/88; A-856)
		(P-12942) (E-12990)
790.5795	n	(P-16425/88; A-856)
790.5807	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.5820	am	(P-12991/88; P-16425/88; A-856)
790.5830	am	(P-12991/88; P-16425/88; A-856)
		(P-12942) (E-12990)
790.5835	am	(P-12942) (E-12990)
790.5837	n	(P-12991/88; A-856)
790.5840	am	(P-16425/88; A-856)
790.5872	am	(P-16425/88; A-856)
		(P-12942) (E-12990)
790.5893	am	(P-16425/88; A-856)
790.5900	am	(P-16425/88; A-856) (P-12942) (E-12990)
790.5924	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
790.5940	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108) (P-12942) (E-12990)

TITLE 77 (CONT'D)

790.7100	am	(P-12942) (E-12990)
		(P-12942) (E-12990)
790.7130	am	(P-12942) (E-12990)
790.7140	am	(P-16425/88; A-856) (P-12942) (E-12990)
790.7180	am	(P-16425/88; A-856)
790.7181	n	(P-16425/88; A-856)
790.7223	am	(P-3015; A-11717) (E-3108)
790.7260	am	(P-12942) (E-12990)
790.7265	n	(P-16425/88; A-856)
790.7265	am	(P-12942) (E-12990)
790.7280	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.7288	n	(P-16425/88; A-856)
790.7288	am	(P-3015; A-11717) (E-3108)
790.7291	am	(P-12942) (E-12990)
790.7296	n	(P-12942) (E-12990)
790.7400	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.7420	am	(P-12942) (E-12990)
790.7500	am	(P-3015) (E-3108)
790.7540	am	(P-12991/88; P-16425/88; A-856)
		(P-16425/88; A-856) (A-11717)
790.7660	am	(P-12942) (E-12990)
790.7700	am	(P-12942) (E-12990)
		(P-16425/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.7820	am	(P-3015; A-11717) (E-3108)
790.7828	am	(P-12991/88; P-16425/88; A-856)
		(P-12942) (E-12990)
790.8015	am	(P-12942) (E-12990)
790.8020	am	(P-3015; A-11717) (E-3108)
790.8136	am	(P-12942) (E-12990)
790.8140	am	(P-3015; A-11717) (E-3108)
790.8232	am	(P-12942) (E-12990)
790.8248	r	(P-3015; A-11717) (E-3108)
790.8260	am	(P-3015; A-11717) (E-3108)
		(P-12942) (E-12990)
790.8378	am	(P-16425/88; A-856)
790.8380	am	(P-16425/88; A-856)
790.8420	am	(P-3015; A-11717) (E-3108)
790.8500	am	(P-12942) (E-12990)
790.8580	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.8700	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.8724	am	(P-3015; A-11717) (E-3108)
790.8740	am	(P-3015; A-11717) (E-3108)
790.8900	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)

TITLE 77 (CONT'D)

790.8940	am	(P-16425/88; A-856) (P-3015; A-11717) (E-3108)
790.8980	am	(P-12942) (E-12990)
790.9020	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108)
790.9035	am	(P-12942) (E-12990)
790.9045	n	(P-12942) (E-12990)
790.9048	n	(P-12942) (E-12990)
790.9060	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.9084	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.9100	am	(P-3015; A-11717) (E-3108)
		(P-12942) (E-12990)
790.9140	am	(P-12991/88; A-856) (P-3015; A-11717) (E-3108) (P-12942) (E-12990)
790.9180	am	(P-12942) (E-12990)
790.9220	am	(P-3015; A-11717) (E-3108)
790.9320	am	(P-3015; A-11717) (E-3108)
790.9420	am	(P-12942) (E-12990)
790.9380	am	(P-3015; A-11717) (E-3108)
790.9475	am	(P-3015; A-11717) (E-3108)
790.9486	am	(P-12991/88; P-16425/88; A-856)
		(P-3015; A-11717) (E-3108)
790.9500	am	(P-12942) (E-12990)
		(P-12991/88; P-16425/88; A-856)
790.9530	am	(P-12991/88; P-16425/88; A-856)
820.210	am	(P-12991/88; P-16425/88; A-856)
830.10	am	(P-3325/88; A-2090)
830.20	n	(P-3325/88; A-2090)
830.100	am	(P-3325/88; A-2090)
830.110	am	(P-3325/88; A-2090)
830.120	am	(P-3325/88; A-2090)
830.130	am	(P-3325/88; A-2090)
830.140	am	(P-3325/88; A-2090)
830.150	r	(P-3325/88; A-2090)
830.160	r	(P-3325/88; A-2090)
830.170	r	(P-3325/88; A-2090)
830.180	am	(P-3325/88; A-2090)
830.190	n	(P-3325/88; A-2090)
830.200	n	(P-3325/88; A-2090)
830.210	n	(P-3325/88; A-2090)
830.220	n	(P-3325/88; A-2090)
830.230	n	(P-3325/88; A-2090)
830.240	n	(P-3325/88; A-2090)
830.250	am	(P-3325/88; A-2090)
830.260	am	(P-3325/88; A-2090)
830.270	am	(P-3325/88; A-2090)
830.280	r	(P-3325/88; A-2090)
830.290	n	(P-3325/88; A-2090)
830.300	n	(P-3325/88; A-2090)
830.310	n	(P-3325/88; A-2090)

[illegible]

TITLE 77 (CONT'D)		TITLE 80 (CONT'D)		TITLE 80 (CONT'D)		TITLE 80 (CONT'D)	
1150.330	r (P-5580)	302.822	n (P-15813/88; A-3722)	ApC	am (P-11117) (E-11854)	1135.20	n (P-14504/88; A-14969)
1150.410	r (P-5580)	302.824	n (P-15813/88; A-3722)	ApD	am (P-11117) (E-11854)	1135.30	n (P-14504/88; A-14969)
1150.420	r (P-5580)	302.824	n (P-15813/88; A-3722)	1100.10	am (P-1327)	1570.40	am (P-14122/88; O-22492/88; R-1626;
1150.430	r (P-5580)	302.825	r (P-15813/88; A-3722)	1100.20	am (P-1327)	1570.60	r (P-14122/88; O-22492/88; R-1626;
1150.440	r (P-5580)	302.825	r (P-15813/88; A-3722)	1100.30	am (P-1327)	1570.70	am (P-14122/88; O-22492/88; R-1626;
1150.450	r (P-5580)	302.830	r (P-15813/88; A-3722)	1100.40	am (P-1327)	1570.80	am (P-14122/88; O-22492/88; R-1626;
2056.1	am (P-22265/88; A-7274)	302.830	n (P-15813/88; A-3722)	1100.50	am (P-1327)	1570.90	am (P-14122/88; O-22492/88; R-1626;
2056.5	am (P-22265/88; A-7274)	302.840	r (P-15813/88; A-3722)	1100.70	am (P-1327)	1570.100	am (P-14122/88; O-22492/88; R-1626;
2056.55	am (P-22265/88; A-7274)	302.841	r (P-15813/88; A-3722)	1100.80	am (P-1327)	1570.110	r (P-14122/88; O-22492/88; R-1626;
2056.60	am (P-22265/88; A-7274)	302.842	r (P-15813/88; A-3722)	1100.90	n (P-1335)	1570.150	r (P-14122/88; O-22492/88; R-1626;
2056.61	n (P-22265/88; A-7274)	302.846	r (P-15813/88; A-3722)	1100.100	am (P-1335)	1570.160	am (P-14122/88; O-22492/88; R-1626;
2056.70	am (P-22265/88; A-7274)	302.850	r (P-15813/88; A-3722)	1105.10	am (P-1335)	1600.30	am (P-10769)
2056.75	am (P-22265/88; A-7274)	302.850	r (P-15813/88; A-3722)	1105.20	am (P-1335)	2110.30	am (P-1; A-9259) (E-214)
2056.80	am (P-22265/88; A-7274)	302.860	r (P-15813/88; A-3722)	1105.30	am (P-1335)	2110.320	am (P-1; A-9259) (E-214)
2056.90	am (P-22265/88; A-7274)	302.863	r (P-15813/88; A-3722)	1105.40	am (P-1335)	2110.330	am (P-1; A-9259) (E-214)
2056.415	am (P-22265/88; A-7274)	302.863	n (P-15813/88; A-3722)	1105.50	am (P-1335)	2110.510	am (P-1; A-9259) (E-214)
2056.420	am (P-22265/88; A-7274)	310.30	am (P-1296; A-8849)	1105.60	am (P-1335)	2110.530	am (P-1; A-9259) (E-214)
2056.500	am (P-22265/88; A-7274)	310.110	am (P-11117) (E-11854)	1110.40	am (P-1355)	2150.1	n (P-10285/88; A-2402)
2056.505	am (P-22265/88; A-7274)	310.130	am (P-11117) (E-11854)	1110.50	am (P-1355)	2150.1	am (P-6853)
2056.510	am (P-22265/88; A-7274)	310.220	am (P-1296; A-8849)	1110.60	am (P-1355)	2150.2	n (P-10285/88; A-2402)
2056.515	am (P-22265/88; A-7274)	310.280	am (P-1296; A-8849)	1110.70	n (P-1355)	2150.5	n (P-10285/88; A-2402)
2056.605	am (P-22265/88; A-7274)	310.290	am (P-1296; A-8849)	1110.80	am (P-1355)	2650.1	n (P-6871/88; O-1256; R-3411;
2056.610	am (P-22265/88; A-7274)	310.320	am (P-1296; A-8849)	1110.90	am (P-1355)	2650.5	n (P-6871/88; O-1256; R-3411;
2056.700	am (P-22265/88; A-7274)	310.330	am (P-11117) (E-11854)	1110.100	am (P-1355)	2650.10	n (P-6871/88; O-1256; R-3411;
2056.710	am (P-22265/88; A-7274)	310.340	am (P-11117) (E-11854)	1110.110	am (P-1355)	2650.15	n (P-6871/88; O-1256; R-3411;
2510.50	am (P-13694/88; A-334)	310.540	am (P-11117) (E-11854)	1110.140	am (P-1355)	2650.20	n (P-6871/88; O-1256; R-3411;
2510.55	am (P-8198)	310.540	am (P-11117) (E-11854)	1110.150	am (P-1355)	2650.25	n (P-6871/88; O-1256; R-3411;
2800.102	am (P-6856; A-15993)	310.540	am (P-11117) (E-11854)	1110.160	am (P-1355)	2650.30	n (P-6871/88; O-1256; R-3411;
TITLE 80		310.540	am (P-11117) (E-11854)	1110.170	am (P-1355)	2700.200	am (P-253; A-9308) (E-629)
150.10	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.180	n (P-1355)	2700.440	am (P-253; A-9308) (E-629)
150.510	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.190	am (P-1355)	2700.620	am (P-253; A-9308) (E-629)
150.520	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.200	am (P-1355)	2700.630	am (P-253; A-9308) (E-629)
150.530	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.210	am (P-1355)	2700.650	am (P-253; A-9308) (E-629)
150.565	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.220	am (P-1355)	2700.700	am (P-253; A-9308) (E-629)
150.665	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.230	am (P-1355)	2700.710	am (P-253; A-9308) (E-629)
150.670	am (P-12542)	310.540	am (P-11117) (E-11854)	1110.240	am (P-1355)	2700.720	am (P-253; A-9308) (E-629)
150.680	am (P-16438/88; A-5201)	310.540	am (P-11117) (E-11854)	1110.250	am (P-1355)	2700.730	am (P-253; A-9308) (E-629)
250.50	am (P-17569/88; A-7234)	310.540	am (P-11117) (E-11854)	1110.260	am (P-1355)	2700.735	am (P-253; A-9308) (E-629)
250.70	am (P-1921; O-15879)	310.540	am (P-11117) (E-11854)	1110.270	n (P-1379)	2700.740	am (P-253; A-9308) (E-629)
302.105	n (P-10569/88; A-10820)	310.540	am (P-11117) (E-11854)	1110.280	am (P-1379)	2700.750	am (P-253; A-9308) (E-629)
302.190	am (P-1639; A-12970)	310.540	am (P-11117) (E-11854)	1110.290	am (P-1379)		
302.200	am (P-1639; A-12970)	310.540	am (P-11117) (E-11854)	1110.300	am (P-1379)		
302.625	am (P-1639; A-12970)	310.540	am (P-11117) (E-11854)	1110.310	am (P-1379)		
302.800	r (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.320	am (P-1379)		
302.800	n (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.330	am (P-1379)		
302.810	r (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.340	am (P-1379)		
302.810	n (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.350	am (P-1379)		
302.820	n (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.360	am (P-1379)		
302.820	n (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.370	am (P-1379)		
302.822	r (P-15813/88; A-3722)	310.540	am (P-11117) (E-11854)	1110.380	am (P-1379)		

TABLE 80. (CONT'D)

UNIT 83	amt	(P-1802/688; A-4650)
215.10	amt	(P-1802/688; A-4650)
215.30	amt	(P-1802/688; A-4650)
281.30	amt	(P-1647; A-10841)
281.90	amt	(P-1647; A-10841)
281.100	amt	(P-1647; A-10841)
281.1647	amt	(P-1647; A-10841)
281.Ex. D	amt	(P-1647; A-10841)
281.Ex. E	amt	(P-1647; A-10841)
285.110	amt	(P-5229)
285.120	amt	(P-5229)
285.115	amt	(P-5229)
285.130	amt	(P-5229)
285.150	amt	(P-5229)
285.160	amt	(P-5229)
285.170	amt	(P-5229)
285.210	amt	(P-5229)
285.230	amt	(P-5229)
285.310	amt	(P-5229)
285.410	amt	(P-5229)
285.420	amt	(P-5229)
285.1000	n	(P-5229)
285.1005	n	(P-5229)
285.1010	n	(P-5229)
285.1015	n	(P-5229)
285.2000	n	(P-5229)
285.2005	n	(P-5229)
285.2010	n	(P-5229)
285.2015	n	(P-5229)
285.2020	n	(P-5229)
285.2025	n	(P-5229)
285.2030	n	(P-5229)
285.2035	n	(P-5229)
285.2040	n	(P-5229)
285.2045	n	(P-5229)
285.2050	n	(P-5229)
285.2055	n	(P-5229)
285.2060	n	(P-5229)
285.2065	n	(P-5229)
285.2070	n	(P-5229)
285.2075	n	(P-5229)
285.2080	n	(P-5229)
285.2085	n	(P-5229)
285.2090	n	(P-5229)
285.2095	n	(P-5229)
285.2100	n	(P-5229)
285.2105	n	(P-5229)
285.2110	n	(P-5229)
285.2115	n	(P-5229)
285.2120	n	(P-5229)
285.2125	n	(P-5229)
285.3000	n	(P-5229)
285.3005	n	(P-5229)

TITLE 83 (CONT'D)		
PR	PR	n
(P)	285.3010	n
(P)	285.3015	n
(P)	285.3020	n
(P)	285.3025	n
(P)	285.3030	n
(P)	285.3035	n
(P)	285.3040	n
(P)	285.3045	n
(P)	285.3050	n
(P)	285.3055	n
(P)	285.3060	n
(P)	285.3061	n
(P)	285.3065	n
(P)	285.3070	n
(P)	285.3075	n
(P)	285.3080	n
(P)	285.3081	n
(P)	285.3090	n
(P)	285.3095	n
(P)	285.3100	n
(P)	285.3110	n
(P)	285.3115	n
(P)	285.3120	n
(P)	285.3125	n
(P)	285.3130	n
(P)	285.4000	n
(P)	285.4001	n
(P)	285.4005	n
(P)	285.4010	n
(P)	285.4015	n
(P)	285.4020	n
(P)	285.4025	n
(P)	285.5000	n
(P)	285.5005	n
(P)	285.5010	n
(P)	285.5015	n
(P)	285.5020	n
(P)	285.5025	n
(P)	285.Ex.A	r
(P)	285.Ex.B	r
(P)	285.Ex.C	r
(P)	285.Ex.D	r
(P)	285.Ex.E	r
(P)	325.5	r
(P)	325.10	r
(P)	325.20	r
(P)	435.10	r
(P)	435.20	r
(P)	435.30	r
(P)	435.40	r
(P)	435.50	r
(P)	435.60	r
(P)	440.10	n
(P)	440.100	n
(P)	440.200	n
(P)	440.210	n

TITLE 83 (CONT'D)		
440.220	n	(P-316288; A-296)
440.240	n	(P-316288; A-296)
440.300	n	(P-316288; A-296)
440.310	n	(P-316288; A-296)
440.400	n	(P-316288; A-296)
440.410	n	(P-316288; A-296)
440.420	n	(P-316288; A-296)
440.430	n	(P-316288; A-296)
440.500	n	(P-316288; A-296)
440.510	n	(P-316288; A-296)
440.520	n	(P-316288; A-296)
440.600	n	(P-316288; A-296)
440.610	n	(P-316288; A-296)
440.620	n	(P-316288; A-296)
440.640	n	(P-316288; A-296)
440.650	n	(P-316288; A-296)
440.660	n	(P-316288; A-296)
440.700	n	(P-316288; A-296)
440.800	n	(P-316288; A-296)
440.810	n	(P-316288; A-296)
440.900	n	(P-316288; A-296)
440.910	n	(P-316288; A-296)
445.10	n	(P-13129)
445.20	n	(P-13129)
445.30	n	(P-13129)
445.40	n	(P-13129)
445.50	n	(P-13129)
445.60	n	(P-13129)
445.70	n	(P-13129)
445.80	n	(P-13129)
505.10	am	(P-1686; A-10858) (P-13361)
535.10	n	(P-931488; A-7331)
535.15	n	(P-931488; A-7331)
535.100	n	(P-931488; A-7331) (P-12676)
535.110	n	(P-931488; A-7331)
535.115	n	(P-931488; A-7331)
535.120	n	(P-931488; A-7331)
535.200	n	(P-931488; A-7331)
535.205	n	(P-931488; A-7331)
535.210	n	(P-931488; A-7331)
535.220	n	(P-931488; A-7331)
535.300	n	(P-931488; A-7331)
535.305	n	(P-931488; A-7331)
535.310	n	(P-931488; A-7331)
535.320	n	(P-931488; A-7331)
535.330	n	(P-931488; A-7331)
535.340	n	(P-931488; A-7331)
535.350	n	(P-931488; A-7331)
535.360	n	(P-931488; A-7331)
535.400	n	(P-931488; A-7331)
535.410	n	(P-931488; A-7331)
535.500	n	(P-931488; A-7331)
535.510	n	(P-931488; A-7331)
590.10	am	(P-9067)
595.120	am	(P-903098; A-2036)
710.10	am	(P-16076)

TITLE 53 (CONT'D)		
710.100	n	(P-19563)88; A-7570)
710.105	n	(P-19563)88; A-7570)
710.110	n	(P-19563)88; A-7570)
710.115	n	(P-19563)88; A-7570)
710.120	n	(P-19563)88; A-7570)
710.125	n	(P-19563)88; A-7570)
710.130	n	(P-19563)88; A-7570)
710.135	n	(P-19563)88; A-7570)
710.140	n	(P-19563)88; A-7570)
710.145	n	(P-19563)88; A-7570)
710.150	n	(P-19563)88; A-7570)
710.155	n	(P-19563)88; A-7570)
710.160	n	(P-19563)88; A-7570)
710.165	n	(P-19563)88; A-7570)
710.170	n	(P-19563)88; A-7570)
710.175	n	(P-19563)88; A-7570)
710.180	n	(P-19563)88; A-7570)
710.185	n	(P-19563)88; A-7570)
710.190	n	(P-19563)88; A-7570)
710.200	n	(P-19563)88; A-7570)
710.205	n	(P-19563)88; A-7570)
710.210	n	(P-19563)88; A-7570)
710.215	n	(P-19563)88; A-7570)
710.220	n	(P-19563)88; A-7570)
710.225	n	(P-19563)88; A-7570)
710.230	n	(P-19563)88; A-7570)
710.235	n	(P-19563)88; A-7570)
710.240	n	(P-19563)88; A-7570)
710.2000	n	(P-19563)88; A-7570)
755.10	am	(P-15157)
755.210	am	(P-15157)
757.10	n	(P-14799)88; A-14366)
757.15	n	(P-14799)88; A-14366)
757.100	n	(P-14799)88; A-14366)
757.105	n	(P-14799)88; A-14366)
757.110	n	(P-14799)88; A-14366)
757.115	n	(P-14799)88; A-14366)
757.120	n	(P-14799)88; A-14366)
757.200	n	(P-14799)88; A-14366)
757.205	n	(P-14799)88; A-14366)
757 Ex.A	n	(P-14799)88; A-14366)
760.20	n	(P-13358)
900.5	r	(P-12680)
900.10	r	(P-12680)
900.20	r	(P-12680)
900.30	r	(P-12680)
900.40	r	(P-12680)
900.50	r	(P-12680)
900.60	r	(P-12680)
900.70	r	(P-12680)
900.80	r	(P-12680)
900.90	r	(P-12680)
900.100	r	(P-12680)
900.110	r	(P-12680)
900.120	r	(P-12680)
900.130	r	(P-12680)

TITLE 83 (CONT'D)

900.140	r	(P-12680)
900.150	r	(P-12680)
900.160	r	(P-12680)
900.170	r	(P-12680)
1000.5	r	(P-12756)
1000.10	r	(P-12756)
1000.20	r	(P-12756)
1000.30	r	(P-12756)
1000.40	r	(P-12756)
1000.50	r	(P-12756)
1000.60	r	(P-12756)
1000.70	r	(P-12756)
1000.80	r	(P-12756)
1000.90	r	(P-12756)
1000.100	r	(P-12756)
1000.110	r	(P-12756)
1000.120	r	(P-12756)
1000.130	r	(P-12756)
1000.140	r	(P-12756)
1000.150	r	(P-12756)
1000.160	r	(P-12756)
1000.170	r	(P-12756)

TITLE 86

100.2900	am	(P-10772)
100.2901	n	(P-10772)
100.2902	n	(P-10772)
100.2903	n	(P-10772)
100.2904	n	(P-10772)
100.3700	am	(P-2383; A-10952)
100.5706	am	(P-768; A-8917)
110.105	am	(P-22373/88; A-7469)
110.145	am	(P-20007/88; A-6803)
110.160	am	(P-22373/88; A-7469)
130.310	am	(P-8391)
130.901	am	(P-11084/88; A-11824)
130.1501	am	(P-11084/88; A-11824)
130.1505	am	(P-11084/88; A-11824)
130.1515	am	(P-11084/88; A-11824)
130.1935	am	(P-14800)
140.101	am	(P-10179)
140.105	am	(P-10179)
140.110	r	(P-10179)
140.115	r	(P-10179)
140.120	am	(P-10179)
140.125	am	(P-10179)
140.126	n	(P-10179)
140.130	n	(P-10179)
140.135	am	(P-10179)
140.140	am	(P-10179)
140.145	r	(P-10179)
140.201	am	(P-10179)
140.301	am	(P-10179)
140.305	am	(P-10179)
140.401	am	(P-10179)
140.405	am	(P-10179)

TITLE 86 (CONT'D)

432.110	n	(P-15027/88; A-191)
432.120	n	(P-15027/88; A-191)
432.130	n	(P-15027/88; A-191)
432.140	n	(P-15027/88; A-191)
432.150	n	(P-15027/88; A-191)
432.160	n	(P-15027/88; A-191)
432.170	n	(P-15027/88; A-191)
432.180	n	(P-15027/88; A-191)
432.190	n	(P-15027/88; A-191)
432.200	n	(P-15027/88; A-191)
440.10	am	(P-11063/88; A-10678) (P-12954)
440.20	am	(P-12954)
440.50	am	(P-11063/88; A-10678)
440.90	am	(P-11063/88; A-10678)
440.140	r	(P-12954)
440.150	r	(P-12954)
440.200	am	(P-12954)
445.10	r	(P-19981/88; A-6785)
445.20	r	(P-19981/88; A-6785)
445.30	r	(P-19981/88; A-6785)
450.10	am	(P-11071/88; A-10687) (P-12964)
455.10	r	(P-19987/88; A-6787)
455.20	r	(P-19987/88; A-6787)
455.30	r	(P-19987/88; A-6787)
480.110	am	(P-11107/88; A-10693)
500.101	am	(P-13201) (E-13271)
525.103	n	(E-5788; O-9607) (P-11184)
530.165	am	(P-11104/88; A-1589)
600.101	n	(P-1448; A-9336)
600.105	n	(P-1448; A-9336)
600.110	n	(P-1448; A-9336)
600.115	n	(P-1448; A-9336)
600.120	n	(P-1448; A-9336)
600.125	n	(P-1448; A-9336)
600.130	n	(P-1448; A-9336)
600.135	n	(P-1448; A-9336)
610.101	n	(P-1460; A-9336)
610.105	n	(P-1460; A-9336)
610.110	n	(P-1460; A-9336)
610.115	n	(P-1460; A-9336)
610.120	n	(P-1460; A-9336)
610.125	n	(P-1460; A-9336)
610.130	n	(P-1460; A-9336)
610.135	n	(P-1460; A-9336)
620.101	n	(P-1468; A-9357)
620.105	n	(P-1468; A-9357)
620.110	n	(P-1468; A-9357)
620.115	n	(P-1468; A-9357)
620.120	n	(P-1468; A-9357)
630.101	n	(P-1473; A-9362)
630.105	n	(P-1473; A-9362)
630.110	n	(P-1473; A-9362)
630.115	n	(P-1473; A-9362)
630.120	n	(P-1473; A-9362)
630.125	n	(P-1473; A-9362)
630.130	n	(P-1473; A-9362)

TITLE 89

101.1	n	(P-20694/88; A-3897)
102.1	n	(P-20743/88; A-3940)
103.1	n	(P-20757/88; A-3954)
103.10	am	(P-15991) (E-16180)
103.20	am	(P-17667/88; A-2496)
104.202	am	(P-2958)
104.208	am	(P-2958)
104.210	am	(P-2958)
104.212	am	(P-2958)
104.221	am	(P-2958)
104.230	am	(P-2958)
104.231	am	(P-2958)
104.235	n	(P-2958)
104.243	am	(P-2958)
104.244	am	(P-2958)
104.247	am	(P-2958)
104.257	n	(P-2958)
104.260	am	(P-2958)
104.270	am	(P-2958)
104.274	am	(P-2958)
104.280	am	(P-2958)
104.285	am	(P-2958)

TITLE 89 (CONT'D)	TITLE 89 (CONT'D)	TITLE 89 (CONT'D)	TITLE 89 (CONT'D)
104.290 am (P-2958)	120.63 am (E-11929; O-15895) (P-15582)	140.117 re (A-9572)	140.490 am (P-11157)
104.800 am (P-2074788; A-3944)	120.70 am (P-3281)	140.200 re (A-9572)	140.491 am (P-11157)
110.1 n (P-2067088; A-3836)	120.72 n (P-3281)	140.202 re (A-9572)	140.492 am (P-11157)
110.10 am (P-2931; A-10628)	120.74 n (P-3281)	140.203 re (A-9572)	140.497 n (P-7546; A-14391)
111.1 n (P-2067488; A-3840)	120.76 n (P-3281)	140.300 re (A-9572)	140.512 am (P-1199588; A-125)
111.101 am (P-1592088; A-85)	120.284 n (E-11929; O-15895) (P-15582)	140.350 am (P-595888; A-3351)	140.525 am (P-1717288; A-5718)
112.5 n (P-20661788; A-6017)	120.346 am (P-10753)	140.350 re (A-9572)	140.526 am (P-1420; A-11516)
112.40 am (P-1948)	120.380 am (P-10753)	140.360 re (A-9572)	140.543 am (P-13178)
112.78 am (P-2230888; A-6017)	120.382 am (P-1593888; A-116) (P-3281)	140.361 re (A-9572)	140.560 am (P-13178)
112.81 n (P-8246; A-16006)	120.384 n (E-11929; O-15895) (P-15582)	140.362 re (A-9572)	140.561 am (P-13178)
112.98 am (P-2236; A-8567)	120.393 n (P-9250; A-15404) (E-12137; O-15897)	140.362 am (P-595888; A-3351)	140.562 am (P-13178)
112.154 am (P-15985) (E-16142)	120.393 n (O-15897)	140.363 am (P-595888; A-3351)	140.569 am (E-10977) (P-15612)
112.252 am (P-1590588; A-70) (P-14741)	121.19 am (P-13503)	140.363 re (A-9572)	
112.253 am (P-1590588; A-70) (P-14741)	121.27 am (P-13503)	140.364 re (A-9572)	140.850 re (A-7040)
112.254 am (P-1590588; A-70) (P-14741)	121.31 am (P-13503)	140.364 re (A-9572)	140.855 re (A-7040)
112.318 n (P-4116)	121.50 am (P-14756)	140.364 n (P-595888; A-3351)	140.860 re (A-7040)
113.5 n (P-2065488; A-6007)	121.58 am (PP-15859)	140.365 re (A-9572)	140.865 re (A-7040)
113.142 am (P-1589888; A-63)	121.60 am (PP-15859)	140.366 re (A-9572)	140.870 re (A-7040)
113.154 am (P-15987) (E-16154)	121.61 am (PP-15859)	140.367 re (A-9572)	140.875 re (A-7040)
113.155 n (P-15987) (E-16154)	121.62 am (P-3541; A-13619)	140.367 am (P-595888; A-3351)	140.880 re (A-7040)
113.157 n (P-5440; A-13609)	121.63 am (PP-15859)	140.369 am (P-595888; A-3351)	140.885 re (A-7040)
113.253 am (E-3402) (P-1589888; A-63)	121.64 am (PP-15859)	140.369 re (A-9572)	140.890 re (A-7040)
113.260 am (E-3402) (P-1589888; A-63)	121.70 am (P-13503)	140.370 am (P-595888; A-3351)	140.895 re (A-7040)
	121.72 am (P-13503)	140.370 re (A-9572)	140.896 re (A-7040)
	121.135 n (P-2068688; A-3890)	140.371 re (A-9572)	140.896 n (P-1170188; A-5718)
	130.301 am (P-4469)	140.372 re (A-9572)	141.100 am (P-7873; A-15672) (E-8036)
113.302 am (P-4481; A-12553)	130.302 am (P-4469)	140.372 am (P-595888; A-3351)	141.200 am (P-2037088; A-3850) (P-7873; A-15672) (E-8036)
114.5 n (P-2096788; A-3900)	130.310 am (P-4469)	140.373 r (P-595888; A-3351)	141.360 am (P-7873; A-15672) (E-8036)
114.127 am (P-1499688; A-89) (P-1959; A-8580)	130.312 am (P-4469)	140.374 re (A-9572)	141.400 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
	130.313 am (P-4469)	140.375 re (A-9572)	141.480 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
114.128 am (P-1762188; A-1546)	130.314 am (P-4469)	140.376 r (P-595888; A-3351)	141.520 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
114.220 am (P-5456; A-16015)	130.321 am (P-4469)	140.390 am (P-1764388; A-5115)	141.560 am (P-1548388; A-516) (P-2037088; A-3850) (P-7873; A-15672) (E-8036)
114.240 r (P-5456; A-16015)	130.500 n (P-2064988; A-3831)	140.390 re (A-9572)	141.720 am (P-2037088; A-3850)
114.270 am (P-15989) (E-16169)	140.16 am (P-2937)	140.391 re (A-9572)	141.800 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
114.351 am (P-1592488; A-89) (P-14764)	140.17 am (P-2937)	140.392 re (A-9572)	141.1000 am (P-7873; A-15672) (E-8036)
114.352 am (P-1592488; A-89) (P-14764)	140.19 am (P-1297688; A-3917)	140.392 am (P-1764388; A-5115)	141.1160 am (P-1548388; A-516)
114.353 am (P-1592488; A-89) (P-14764)	140.20 am (P-2071488; A-786)	140.394 am (P-1764388; A-5115)	141.1200 am (P-7873; A-15672) (E-8036)
115.1 n (P-2073588; A-3932)	140.21 n (P-3295; A-14391)	140.394 re (A-9572)	141.1240 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
115.10 am (P-2702; A-13631) (P-14790)	140.43 n (P-1986888; A-7025)	140.396 re (A-9572)	141.1280 am (P-1548388; A-516) (P-2037088; A-3850) (P-7873; A-15672) (E-8036)
115.30 am (P-2702; A-13631)	140.43 re (A-9572)	140.398 re (A-9572)	141.720 am (P-2037088; A-3850)
116.10 n (P-2068388; A-3847)	140.45 re (A-9572)	140.400 am (P-1717288; A-2475)	141.800 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
117.1 n (P-2073988; A-3936)	140.96 re (A-9572)	140.428 am (P-14265)	141.1000 am (P-7873; A-15672) (E-8036)
117.20 am (P-5487) (P-5487; W-16185)	140.97 re (A-9572)	140.429 r (P-14265)	141.1160 am (P-1548388; A-516)
117.50 am (P-14008)	140.98 re (A-9572)	140.440 am (P-2232988; A-12562)	141.1200 am (P-7873; A-15672) (E-8036)
117.53 am (P-14008)	140.99 re (A-9572)	140.441 am (P-1717288; A-2475)	141.1240 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
118.300 n (P-14008)	140.100 re (A-9572)	140.443 am (P-1717288; A-2475)	141.1280 am (P-1548388; A-516) (P-2037088; A-3850) (P-7873; A-15672) (E-8036)
120.1 n (P-2073588; A-3950)	140.100 am (P-1642188; O-1259; M-3195; A-3069)	140.445 am (P-1717288; A-2475)	141.720 am (P-2037088; A-3850)
120.10 am (E-11929; O-15895) (P-15582)	140.101 re (A-9572)	140.447 am (P-1717288; A-2475)	141.800 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
120.20 am (P-14778)	140.102 re (A-9572)	140.475 am (P-15281) (E-15473)	141.1320 am (P-7873; A-15672) (E-8036)
120.30 am (P-14778)	140.103 re (A-9572)	140.476 am (P-15281) (E-15473)	141.1480 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
120.31 am (P-9996)	140.104 re (A-9572)	140.477 am (P-15281) (E-15473)	141.1520 am (P-1548388; A-516) (P-7873; A-15672) (E-8036)
120.40 am (P-1763388; A-2081)	140.110 re (A-12118)	140.478 am (P-15281) (E-15473)	141.1680 am (P-1548388; A-516) (P-2037088; A-3850) (P-7873; A-15672) (E-8036)
120.60 am (E-11929; O-15895) (P-15582)	140.110 n (R-13688)	140.479 am (P-15281) (E-15473)	141.1760 am (P-1548388; A-516)
120.61 am (P-15582)		140.480 am (P-15281) (E-15473)	
120.62 am (E-11929; O-15895) (P-15582)	140.116 re (A-9572)	140.481 am (P-15281) (E-15473)	

TITLE 89 (CONT'D)			TITLE 89 (CONT'D)			TITLE 89 (CONT'D)			TITLE 89 (CONT'D)		
141.2080	am	(P-9992) (E-10700)	146.5	re	(A-7040)	148.330	re	(A-9572)	240.270	n	(P-10821/88; A-11193)
141.2280	am	(P-15483/88; A-516)	146.25	re	(A-7040)	148.340	re	(A-9572)	240.280	n	(P-10821/88; A-11193)
141.2360	am	(P-15483/88; A-516)	146.50	re	(A-7040)	148.350	re	(A-9572)	240.300	am	(P-10821/88; A-11193)
141.2400	am	(P-15483/88; A-516)	146.75	re	(A-7040)	148.360	re	(A-9572)	240.310	am	(P-10821/88; A-11193)
141.2600	am	(P-20370/88; A-3850)	146.100	re	(A-7040)	148.370	re	(A-9572)	240.330	am	(P-10821/88; A-11193)
141.2760	am	(P-15483/88; A-516) (P-20370/88; A-3850)	146.105	re	(A-7040)	148.380	re	(A-9572)	240.340	am	(P-10821/88; A-11193)
141.2920	am	(P-20370/88; A-3850)	146.125	re	(A-7040)	148.390	re	(A-9572)	240.350	am	(P-10821/88; A-11193)
141.2960	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-9992) (E-10700)	146.150	re	(A-7040)	149.100	am	(P-3553; A-15070)	240.360	am	(P-10821/88; A-11193)
141.3080	am	(P-7873; A-15672) (E-8036)	146.175	re	(A-7040)	149.105	am	(P-13917/88; A-554)	240.400	am	(P-10821/88; A-11193)
141.3280	am	(P-20370/88; A-3850)	146.200	re	(A-7040)	160.1	n	(P-21039/88; A-4268)	240.410	am	(P-10821/88; A-11193)
141.3320	am	(P-7873; A-15672) (E-8036)	146.225	re	(A-7040)	160.5	n	(P-1396; A-7761)	240.415	am	(P-10821/88; A-11193)
141.3400	am	(P-15483/88; A-516)	147.25	am	(P-3562)	160.10	am	(P-1396; A-7761) (P-7867; A-14385)	240.425	am	(P-10821/88; A-11193)
141.3480	am	(P-15483/88; A-516)	147.50	am	(P-3562)	160.60	am	(P-8255)	240.430	am	(P-10821/88; A-11193)
141.3560	am	(P-7873; A-15672) (E-8036)	147.75	am	(P-10627/88; A-559)	160.70	am	(P-2067/88; A-4268) (P-8255)	240.435	am	(P-10821/88; A-11193)
141.3600	am	(P-20370/88; A-3850)	147.100	am	(P-17201/88; O-5800; R-7148; A-7043)	160.100	am	(P-1396; A-7761)	240.445	am	(P-10821/88; A-11193)
141.3760	am	(P-15483/88; A-516)	147.205	am	(A-7043)	160.110	n	(P-1396; A-7761)	240.450	am	(P-10821/88; A-11193)
141.3800	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-7873; A-15672)	147.7b. A	am	(P-10627/88; O-20231/88; R-667; A-559) (P-10763) (E-10999; O-15899)	160.120	n	(P-1396; A-7761)	240.455	am	(P-10821/88; A-11193)
141.3840	am	(P-15483/88; A-516) (P-9992) (E-10700)	147.7b. B	am	(P-10627/88; O-20231/88 R-667; A-559) (P-10763) (E-10999; O-15899)	160.130	n	(P-1396; A-7761)	240.460	am	(P-10821/88; A-11193)
141.3920	am	(P-20370/88; A-3850) (P-7873; A-15672) (E-8036)	148.10	re	(A-9572)	160.140	n	(P-1396; A-7761)	240.465	am	(P-10821/88; A-11193)
141.4000	am	(P-15483/88; A-516)	148.20	re	(A-9572)	160.150	n	(P-1396; A-7761)	240.470	am	(P-10821/88; A-11193)
141.4040	am	(P-15483/88; A-516) (P-7873; A-15672) (E-8036)	148.30	re	(A-9572)	160.160	n	(P-1396; A-7761)	240.480	am	(P-10821/88; A-11193)
141.4160	am	(P-15483/88; A-516)	148.40	re	(A-9572)	165.1	am	(P-2067/88; A-3843)	240.485	am	(P-10821/88; A-11193)
141.4200	am	(P-20370/88; A-3850) (P-7873; A-15672) (E-8036)	148.50	re	(A-9572)	165.10	am	(P-5450; W-16184)	240.510	am	(P-10821/88; A-11193)
141.4230	n	(P-15483/88; A-516)	148.60	re	(A-9572)	165.20	am	(P-5450; W-16184)	240.510	am	(P-10821/88; A-11193)
141.4260	am	(P-15483/88; A-516) (P-7873; A-15672) (E-8036)	148.70	re	(A-9572)	165.70	am	(P-5450; W-16184)	240.520	am	(P-10821/88; A-11193)
141.4300	am	(P-15483/88; A-516)	148.80	re	(A-9572)	170.50	n	(A-14067)	240.520	am	(P-10821/88; A-11193)
141.4340	am	(P-20370/88; A-3850)	148.90	re	(A-9572)	170.100	n	(P-4490; A-14067)	240.530	am	(P-10821/88; A-11193)
141.4400	am	(P-15483/88; A-516) (P-7873; A-15672) (E-8036)	148.100	re	(A-9572)	170.110	n	(P-4490; A-14067)	240.610	am	(P-10821/88; A-11193)
141.4520	am	(P-15483/88; A-516)	148.120	re	(A-12118)	170.120	n	(P-4490; A-14067)	240.620	am	(P-10821/88; A-11193)
141.4600	am	(P-7873; A-15672) (E-8036)	148.130	re	(A-9572)	170.130	n	(P-4490; A-14067)	240.630	am	(P-10821/88; A-11193)
141.4640	am	(P-7873; A-15672) (E-8036)	148.140	re	(A-9572)	170.200	n	(P-4490; A-14067)	240.640	am	(P-10821/88; A-11193)
141.4720	am	(P-15483/88; A-516)	148.150	re	(A-9572)	230.360	am	(P-14499)	240.650	am	(P-10821/88; A-11193)
141.4760	am	(P-15483/88; A-516) (P-7873; A-15672) (E-8036)	148.160	re	(A-9572)	230.362	am	(P-14777/88; A-2015) (P-13119)	240.655	am	(P-10821/88; A-11193)
141.4800	am	(P-20370/88; A-3850)	148.170	re	(A-9572)	230.365	am	(P-14777/88; A-2015) (P-13119)	240.655	am	(P-10821/88; A-11193)
141.4840	am	(P-15483/88; A-516)	148.180	re	(A-9572)	230.365	am	(P-13119)	240.660	am	(P-10821/88; A-11193)
141.4880	am	(P-15483/88; A-516)	148.190	re	(A-9572)	230.510	n	(P-12137/88; A-3054)	240.710	am	(P-10821/88; A-11193)
141.4920	n	(P-11999)	148.200	re	(A-9572)	230.520	n	(P-12137/88; A-3054)	240.715	am	(P-10821/88; A-11193)
141.4960	am	(P-7873; A-15672) (E-8036)	148.210	re	(A-9572)	230.530	n	(P-12137/88; A-3054)	240.720	am	(P-10821/88; A-11193)
141.5000	am	(P-11999)	148.220	re	(A-9572)	230.540	n	(P-12137/88; A-3054)	240.725	am	(P-10821/88; A-11193)
141.5040	am	(P-11999)	148.230	re	(A-9572)	230.550	n	(P-12137/88; A-3054)	240.730	am	(P-10821/88; A-11193)
141.5080	am	(P-11999)	148.240	re	(A-9572)	230.560	n	(P-12137/88; A-3054)	240.735	am	(P-10821/88; A-11193)
141.5120	n	(P-11999)	148.250	re	(A-9572)	230.570	n	(P-12137/88; A-3054)	240.740	am	(P-10821/88; A-11193)
141.5160	n	(P-11999)	148.260	re	(A-9572)	230.580	n	(P-12137/88; A-3054)	240.750	am	(P-10821/88; A-11193)
141.5200	n	(P-11999)	148.270	re	(A-9572)	240.110	am	(P-10821/88; A-11193)	240.755	am	(P-10821/88; A-11193)
141.5240	n	(P-11999)	148.280	re	(A-9572)	240.120	am	(P-10821/88; A-11193)	240.760	am	(P-10821/88; A-11193)
141.5280	n	(P-11999)	148.290	re	(A-9572)	240.150	r	(P-10821/88; A-11193)	240.800	am	(P-10821/88; A-11193)
141.5320	n	(P-11999)	148.300	re	(A-9572)	240.160	n	(P-10821/88; A-11193)	240.810	am	(P-10821/88; A-11193)
141.5360	n	(P-11999)	148.310	re	(A-9572)	240.210	am	(P-10821/88; A-11193)	240.825	am	(P-10821/88; A-11193)
141.5400	n	(P-11999)	148.320	re	(A-9572)	240.220	am	(P-10821/88; A-11193) (E-13638)	240.830	am	(P-10821/88; A-11193)
141.5440	n	(P-11999)	148.330	re	(A-9572)	240.230	am	(P-10821/88; A-11193)	240.835	am	(P-10821/88; A-11193)
141.5480	n	(P-11999)	148.340	re	(A-9572)	240.240	am	(P-10821/88; A-11193)	240.855	am	(P-10821/88; A-11193)
141.5520	n	(P-11999)	148.350	re	(A-9572)	240.250	am	(P-10821/88; A-11193)	240.860	am	(P-10821/88; A-11193)
141.5560	n	(P-11999)	148.360	re	(A-9572)	240.260	n	(P-10821/88; A-11193)	240.865	am	(P-10821/88; A-11193)

TITLE 89 (CONT'D)		TITLE 89 (CONT'D)	
240.870	am (P-10821/88; A-11193)	240.1620	n (P-10821/88; A-11193)
240.875	am (P-10821/88; A-11193)	240.1625	n (P-10821/88; A-11193)
240.905	am (P-10821/88; A-11193)	240.1630	n (P-10821/88; A-11193)
240.910	am (P-10821/88; A-11193)	240.1635	n (P-10821/88; A-11193)
240.915	am (P-10821/88; A-11193)	240.1640	n (P-10821/88; A-11193)
240.920	am (P-10821/88; A-11193)	240.1645	n (P-10821/88; A-11193)
240.925	# (P-10821/88; A-11193)	240.1650	n (P-10821/88; A-11193)
240.930	n (P-10821/88; A-11193)	240.1655	n (P-10821/88; A-11193)
240.935	am (P-10821/88; A-11193)	240.1660	n (P-10821/88; A-11193)
240.940	am (P-10821/88; A-11193)	240.1665	n (P-10821/88; A-11193)
240.945	am (P-10821/88; A-11193)	240.1700	n (P-685)
240.950	am (P-10821/88; A-11193)	240.1705	n (P-685)
240.1010	am (P-10821/88; A-11193)	240.1710	n (P-685)
240.1020	am (P-10821/88; A-11193)	240.1715	n (P-685)
240.1040	n (P-10821/88; A-11193)	240.1718	n (P-685)
240.1050	n (P-10821/88; A-11193)	240.1720	n (P-685)
240.1110	r (P-10821/88; A-11193)	240.1722	n (P-685)
240.1120	n (P-10821/88; A-11193)	240.1725	n (P-685)
240.1120	r (P-10821/88; A-11193)	240.1730	n (P-685)
240.1130	r (P-10821/88; A-11193)	240.1735	n (P-685)
240.1130	n (P-10821/88; A-11193)	240.1737	n (P-685)
240.1160	n (P-10821/88; A-11193)	240.1738	n (P-685)
240.1170	n (P-10821/88; A-11193)	240.1739	n (P-685)
240.1180	n (P-10821/88; A-11193)	240.1800	n (P-10821/88; A-11193)
240.1210	am (P-10821/88; A-11193)	240.1850	n (P-10821/88; A-11193)
240.1310	am (P-10821/88; O-9594; R-11956; A-11193)	240.1910	n (P-10821/88; A-11193)
240.1320	am (P-10821/88; A-11193)	240.1920	n (P-10821/88; A-11193)
240.1330	r (P-10821/88; A-11193)	240.1930	n (P-10821/88; A-11193)
240.1396	r (P-10821/88; A-11193)	240.1940	n (P-10821/88; A-11193)
240.1397	r (P-10821/88; A-11193)	240.1950	n (P-10821/88; A-11193)
240.1398	r (P-10821/88; A-11193)	240.1960	n (P-685)
240.1399	am (P-10821/88; A-11193)	240.2020	n (P-10821/88; A-11193)
240.1400	n (P-685)	240.2030	n (P-10821/88; A-11193)
240.1410	am (P-685)	240.2040	n (P-10821/88; A-11193)
240.1420	am (P-685)	240.2050	n (P-10821/88; A-11193)
240.1430	n (P-685)	300.20	am (P-11953/88; A-2419)
240.1440	n (P-685)	300.30	am (P-11953/88; A-2419)
240.1450	n (P-685)	300.90	am (P-11953/88; A-2419)
240.1510	am (P-10821/88; A-11193)	300.100	am (P-11953/88; A-2419)
240.1520	am (P-10821/88; A-11193)	300.110	am (P-11953/88; O-22472/88; R-2535; A-2419)
240.1530	am (P-10821/88; A-11193)	300.130	am (P-11953/88; A-2419)
240.1535	am (P-10821/88; A-11193)	300.140	am (P-11953/88; A-2419)
240.1540	am (P-10821/88; A-11193)	300.160	am (P-11953/88; A-2419)
240.1545	am (P-10821/88; A-11193)	302.310	am (P-13814/88; W-8115 (P-7847)
240.1550	am (P-10821/88; A-11193)	302.311	n (P-7847)
240.1555	am (P-10821/88; A-11193)	302.390	am (P-14508)
240.1560	am (P-10821/88; A-11193)	310.2	am (P-11953/88; A-7308)
240.1565	n (P-10821/88; A-11193)	310.12	am (P-11935/88; O-3412; R-7483; A-7308)
240.1570	n (P-10821/88; A-11193)	310.13	am (P-11953/88; A-7308)
240.1575	n (P-10821/88; A-11193)	310.14	am (P-11935/88; A-7308)
240.1580	n (P-10821/88; A-11193)	310.15	am (P-11935/88; A-7308)
240.1590	n (P-10821/88; A-11193)	310.16	am (P-11935/88; A-7308)
240.1600	n (P-10821/88; A-11193)	334.11	am (P-11915/88; A-6986)
240.1605	n (P-10821/88; A-11193)	334.12	am (P-11915/88; A-6986)
240.1610	n (P-10821/88; A-11193)		

TITLE 89 (CONT'D)		TITLE 89 (CONT'D)	
334.13	am (P-11915788; A-6986)	408.135	n (P-1375788; O-13277; R-15123; A-14818)
357.2	am (P-13807788; A-3344)	408	Ap. A n (P-1375788; O-13277; R-15123; A-14818)
357.3	am (P-13807788; A-3344)	408	Ap. B n (P-1375788; O-13277; R-15123; A-14818)
357.11	am (P-13807788; A-3344)	408	Ap. C n (P-1375788; O-13277; R-15123; A-14818)
385.20	am (P-13744788; A-5917)	408	Ap. D n (P-1375788; O-13277; R-15123; A-14818)
385.40	am (P-13744788; A-5917)	431.5	am (P-11922788; O-22457788; R-2553; A-2407)
385.50	am (P-13744788; A-5917)	431.6	am (P-11922788; A-2407)
408.1	n (P-13757788; O-13277; R-15123; A-14818)	431.7	am (P-11922788; O-22457788; R-2553; A-2407)
408.5	n (P-13757788; O-13277; R-15123; A-14818)	431.11	n (P-11922788; O-22457788; R-2553; A-2407)
408.10	n (P-13757788; O-13277; R-15123; A-14818)	431.12	# (P-11922788; A-2407)
408.15	n (P-13757788; O-13277; R-15123; A-14818)	432.8	# (P-5225)
408.20	n (P-13757788; O-13277; R-15123; A-14818)	432.9	# (P-5225)
408.25	n (P-13757788; O-13277; R-15123; A-14818)	432.9	# (P-5225)
408.30	n (P-13757788; O-13277; R-15123; A-14818)	437.4	am (P-13752788; A-3399)
408.35	n (P-13757788; O-13277; R-15123; A-14818)	437.8	# (P-13752788; A-3399)
408.40	n (P-13757788; O-13277; R-15123; A-14818)	437.8	# (P-13752788; A-3399)
408.45	n (P-13757788; O-13277; R-15123; A-14818)	437.9	# (P-13752788; A-3399)
408.50	n (P-13757788; O-13277; R-15123; A-14818)	437.9	am (P-13752788; A-3399)
408.55	n (P-13757788; O-13277; R-15123; A-14818)	510.10	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.60	n (P-13757788; O-13277; R-15123; A-14818)	510.10	r (P-3020; A-15767)
408.70	n (P-13757788; O-13277; R-15123; A-14818)	510.20	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.75	n (P-13757788; O-13277; R-15123; A-14818)	510.20	r (P-3020; A-15767)
408.80	n (P-13757788; O-13277; R-15123; A-14818)	510.30	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.85	n (P-13757788; O-13277; R-15123; A-14818)	510.30	r (P-3020; A-15767)
408.90	n (P-13757788; O-13277; R-15123; A-14818)	510.40	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.95	n (P-13757788; O-13277; R-15123; A-14818)	510.40	r (P-3020; A-15767)
408.100	n (P-13757788; O-13277; R-15123; A-14818)	510.50	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.105	n (P-13757788; O-13277; R-15123; A-14818)	510.50	r (P-3020; A-15767)
408.115	n (P-13757788; O-13277; R-15123; A-14818)	510.60	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.120	n (P-13757788; O-13277; R-15123; A-14818)	510.70	r (P-3020; A-15767)
408.125	n (P-13757788; O-13277; R-15123; A-14818)	510.80	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
408.130	n (P-13757788; O-13277; R-15123; A-14818)	510.90	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
		510.100	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
		510.110	n (P-3036; O-13297; RC-13300; M-15876; A-15769)
		510.120	r (P-3020; A-15767)
		510.130	r (P-3020; A-15767)
		510.140	r (P-3020; A-15767)

TITLE 92 (CONT'D)			TITLE 92 (CONT'D)			TITLE 92 (CONT'D)			TITLE 92 (CONT'D)		
518.140	n	(PP-7057; O-13337; R-13904)	518.3010	n	(PP-7057; O-13337; R-13904)	1001.320	am	(P-7229; A-15803)	1040.100	n	(P-2076088; A-8659)
518.145	n	(PP-7057; O-13337; R-13904)	518.4000	n	(PP-7057; O-13337; R-13904)	1001.330	am	(P-7229; A-15803)	1040.101	n	(P-2076088; A-8659)
518.200	n	(PP-7057; O-13337; R-13904)	518.4005	n	(PP-7057; O-13337; R-13904)	1001.340	am	(P-7229; A-15803)	1205.10	am	(P-1665; O-9597; R-11957; A-11460)
518.300	n	(PP-7057; O-13337; R-13904)	518.4010	n	(PP-7057; O-13337; R-13904)	1001.360	am	(P-7229; A-15803)	1206.20	am	(P-1671; A-11466)
518.305	n	(PP-7057; O-13337; R-13904)	518.4015	n	(PP-7057; O-13337; R-13904)	1001.400	am	(P-7229; A-15803)	1207.20	am	(P-15150)
518.310	n	(PP-7057; O-13337; R-13904)	518.4020	n	(PP-7057; O-13337; R-13904)	1001.410	am	(P-7229; A-15803)	1225.45	am	(P-1676; A-11471)
518.315	n	(PP-7057; O-13337; R-13904)	518.4025	n	(PP-7057; O-13337; R-13904)	1001.420	am	(P-7229; A-15803)	1225.10	n	(P-1704588; A-4658)
518.320	n	(PP-7057; O-13337; R-13904)	518.4030	n	(PP-7057; O-13337; R-13904)	1001.430	am	(P-7229; A-15803)	1235.15	n	(P-1704588; A-4658)
518.400	n	(PP-7057; O-13337; R-13904)	518.4035	n	(PP-7057; O-13337; R-13904)	1001.440	am	(P-7229; A-15803)	1235.25	n	(P-1704588; A-4658)
518.405	n	(PP-7057; O-13337; R-13904)	518.4040	n	(PP-7057; O-13337; R-13904)	1001.450	am	(P-7229; A-15803)	1235.35	n	(P-1704588; A-4658)
518.410	n	(PP-7057; O-13337; R-13904)	518.4045	n	(PP-7057; O-13337; R-13904)	1001.460	am	(P-7229; A-15803)	1235.45	n	(P-1704588; A-4658)
518.415	n	(PP-7057; O-13337; R-13904)	518.4050	n	(PP-7057; O-13337; R-13904)	1001.470	am	(P-7229; A-15803)	1235.50	n	(P-1704588; A-4658)
518.420	n	(PP-7057; O-13337; R-13904)	518.4055	n	(PP-7057; O-13337; R-13904)	1001.480	am	(P-7229; A-15803)	1235.55	n	(P-1704588; A-4658)
518.500	n	(PP-7057; O-13337; R-13904)	518.4060	n	(PP-7057; O-13337; R-13904)	1003.20	am	(P-2001988; A-7048)	1300.10	r	(P-14147)
518.505	n	(PP-7057; O-13337; R-13904)	518.4065	n	(PP-7057; O-13337; R-13904)	1003.40	am	(P-2001988; O-3454; R-7150; A-7048)	1300.20	r	(P-14147)
518.600	n	(PP-7057; O-13337; R-13904)	518.4070	n	(PP-7057; O-13337; R-13904)	1010.20	n	(P-1964288; A-5173)	1300.30	r	(P-14147)
518.700	n	(PP-7057; O-13337; R-13904)	518.4075	n	(PP-7057; O-13337; R-13904)	1010.240	am	(P-1103; A-7965)	1300.40	r	(P-14147)
518.705	n	(PP-7057; O-13337; R-13904)	518.4080	n	(PP-7057; O-13337; R-13904)	1010.430	n	(P-5655; A-15102)	1300.50	r	(P-14147)
518.710	n	(PP-7057; O-13337; R-13904)	518.4085	n	(PP-7057; O-13337; R-13904)	1010.440	n	(P-1643288; A-1598)	1300.60	r	(P-14147)
518.715	n	(PP-7057; O-13337; R-13904)	518.4090	n	(PP-7057; O-13337; R-13904)	1010.450	am	(P-15357)	1304.10	n	(P-1338188; A-4654)
518.720	n	(PP-7057; O-13337; R-13904)	518.4095	n	(PP-7057; O-13337; R-13904)	1010.452	n	(P-1964288; A-5173)	1307.10	am	(P-15154)
518.725	n	(PP-7057; O-13337; R-13904)	518.4100	n	(PP-7057; O-13337; R-13904)	1010.455	n	(P-1964288; A-5173)	1435.15	n	(P-9070)
518.730	n	(PP-7057; O-13337; R-13904)	518.5000	n	(PP-7057; O-13337; R-13904)	1010.456	n	(P-1964288; A-5173)	1435.20	am	(P-9070)
518.735	n	(PP-7057; O-13337; R-13904)	518.Ex.A	n	(PP-7057; O-13337; R-13904)	1019.5	n	(P-1965288; A-4944)	1435.30	r	(P-2097488; A-7564)
518.740	n	(PP-7057; O-13337; R-13904)	534.20	am	(P-2760; A-10963)	1019.10	n	(P-1965288; A-4944)	1435.40	r	(P-2097488; A-7564)
518.745	n	(PP-7057; O-13337; R-13904)	534.210	am	(P-1595288; A-1866) (P-13822)	1019.20	n	(P-1965288; A-4944)	1435.50	r	(P-2097488; A-7564)
518.750	n	(PP-7057; O-13337; R-13904)	545.100	n	(P-1111; RC-8141)	1019.30	n	(P-1965288; A-4944)	1435.60	r	(P-2097488; A-7564)
518.800	n	(PP-7057; O-13337; R-13904)	545.200	n	(P-1111; RC-8141)	1019.35	n	(P-1965288; A-4944)	1435.70	r	(P-2097488; A-7564)
518.805	n	(PP-7057; O-13337; R-13904)	545.300	n	(P-1111; RC-8141)	1019.40	n	(P-1965288; A-4944)	1435.80	r	(P-2097488; A-7564)
518.810	n	(PP-7057; O-13337; R-13904)	545.400	n	(P-1111; RC-8141)	1019.45	n	(P-1965288; A-4944)	1435.90	r	(P-2097488; A-7564)
518.815	n	(PP-7057; O-13337; R-13904)	708.80	am	(P-1503; A-8667)	1019.50	r	(P-2097488; A-7564)	1436.00	r	(P-2097488; A-7564)
518.820	n	(PP-7057; O-13337; R-13904)	708.90	am	(P-1503; A-8667)	1020.10	am	(P-14818)	1436.10	r	(P-2097488; A-7564)
518.825	n	(PP-7057; O-13337; R-13904)	708.180	am	(P-1503; A-8667)	1020.60	n	(P-5665)	1436.20	r	(P-2097488; A-7564)
518.830	n	(PP-7057; O-13337; R-13904)	730.301	am	(P-14357)	1020.60	n	(P-5665)	1436.30	r	(P-2097488; A-7564)
518.835	n	(PP-7057; O-13337; R-13904)	730.307	am	(P-14357)	1030.11	n	(P-3611; A-15112)	1436.40	r	(P-2097488; A-7564)
518.840	n	(PP-7057; O-13337; R-13904)	1000.10	am	(P-3316; A-11844)	1030.65	am	(P-14019)	1436.50	r	(P-2097488; A-7564)
518.845	n	(PP-7057; O-13337; R-13904)	1000.20	am	(P-3316; A-11844)	1030.70	am	(P-2076888; A-7808)	1436.60	r	(P-2097488; A-7564)
518.850	n	(PP-7057; O-13337; R-13904)	1000.41	n	(P-1726988; A-5185)	1030.85	am	(P-2395; A-12978)	1436.70	r	(P-2097488; A-7564)
518.855	n	(PP-7057; O-13337; R-13904)	1000.50	am	(P-3316; A-11844)	1030.86	n	(P-1725988; A-5192)	1436.80	r	(P-2097488; A-7564)
518.860	n	(PP-7057; O-13337; R-13904)	1000.60	am	(P-3316; A-11844)	1030.88	am	(P-2753; A-12880)	1436.90	r	(P-2097488; A-7564)
518.865	n	(PP-7057; O-13337; R-13904)	1000.70	n	(P-3316; A-11844)	1030.89	am	(P-7892)	1437.00	r	(P-2097488; A-7564)
518.870	n	(PP-7057; O-13337; R-13904)	1000.80	n	(P-3316; A-11844)	1030.91	am	(P-14344)	1437.10	r	(P-2097488; A-7564)
518.875	n	(PP-7057; O-13337; R-13904)	1000.120	am	(P-3316; A-11844)	1030.94	am	(P-3324; A-13898)	1437.20	r	(P-2097488; A-7564)
518.900	n	(PP-7057; O-13337; R-13904)	1001.30	am	(P-7229; A-15803)	1030.Ap. A	n	(P-3324; A-13898)	1437.30	r	(P-2097488; A-7564)
518.905	n	(PP-7057; O-13337; R-13904)	1001.50	am	(P-7229; A-15803)	1030.Ap. B	n	(P-3324; A-13898)	1437.40	r	(P-2097488; A-7564)
518.910	n	(PP-7057; O-13337; R-13904)	1001.60	am	(P-7229; A-15803)	1040.25	n	(P-14810)	1437.50	r	(P-2097488; A-7564)
518.915	n	(PP-7057; O-13337; R-13904)	1001.70	am	(P-7229; A-15803)	1040.30	am	(P-1725988; A-5162)	1437.60	r	(P-2097488; A-7564)
518.920	n	(PP-7057; O-13337; R-13904)	1001.100	am	(P-7229; A-15803)	1040.31	n	(P-9490)	1437.70	r	(P-2097488; A-7564)
518.925	n	(PP-7057; O-13337; R-13904)	1001.110	am	(P-7229; A-15803)	1040.40	am	(P-1725988; A-5162)	1437.80	r	(P-2097488; A-7564)
518.1000	n	(PP-7057; O-13337; R-13904)	1001.210	am	(P-7229; A-15803)	1040.41	am	(P-2076088; A-8659)	1437.90	r	(P-2097488; A-7564)
518.1005	n	(PP-7057; O-13337; R-13904)	1001.220	am	(P-7229; A-15803)	1040.46	am	(P-10216)	1438.00	r	(P-2097488; A-7564)
518.2000	n	(PP-7057; O-13337; R-13904)	1001.230	am	(P-7229; A-15803)	1040.55	n	(P-15351)	1438.10	r	(P-2097488; A-7564)
518.2005	n	(PP-7057; O-13337; R-13904)	1001.240	am	(P-7229; A-15803)	1040.60	am	(P-15635)	1438.20	r	(P-2097488; A-7564)
518.2010	n	(PP-7057; O-13337; R-13904)	1001.250	am	(P-7229; A-15803)	1040.66	n	(P-1594788; A-1593)	1438.30	r	(P-2097488; A-7564)
518.3000	n	(PP-7057; O-13337; R-13904)	1001.260	am	(P-7229; A-15803)	1040.70	am	(P-1963688; A-7802)	1438.40	r	(P-2097488; A-7564)
518.3005	n	(PP-7057; O-13337; R-13904)	1001.300	am	(P-7229; A-15803)	1040.80	n	(P-14014)	1438.50	r	(P-2097488; A-7564)

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970.50 n (A-16447)
970.60 n (A-16447)

TITLE 23

1036.10 n (P-16234)
1036.20 n (P-16234)
1036.30 n (P-16234)
1036.40 n (P-16234)
1036.50 n (P-16234)
1036.60 n (P-16234)
1036.70 n (P-16234)
1037.10 n (P-16227)
1037.20 n (P-16227)
1037.30 n (P-16227)
1037.40 n (P-16227)
1037.50 n (P-16227)
1037.60 n (P-16227)
1037.70 n (P-16227)

TITLE 35

174.302 am (P-16242)
174.303 am (P-16242)
174.304 am (P-16242)
174.305 am (P-16242)
174.306 am (P-16242)
174.308 am (P-16242)
174.309 am (P-16242)
174.401 am (P-16242)
174.501 am (P-16242)
174.502 am (P-16242)
201.146 am (P-16285)
211.122 am (P-16257)
860.210 am (P-16252)

TITLE 44

525.5 r (A-16510)
525.10 am (A-16510)
525.20 am (A-16510)
525.50 n (A-16510)

TITLE 44 (CONT'D)

525.60 n (A-16510)
525.70 # (A-16510)
525.70 am (A-16510)
525.100 am (A-16510)
525.110 am (A-16510)
525.200 # (A-16510)
525.300 am (A-16510)
525.310 r (A-16510)
525.320 am (A-16510)
525.330 am (A-16510)
525.340 am (A-16510)
525.350 am (A-16510)
525.400 am (A-16510)
525.410 am (A-16510)
525.500 am (A-16510)
525.510 am (A-16510)
525.520 am (A-16510)
525.530 am (A-16510)
525.540 n (A-16510)
525.600 am (A-16510)
525.610 am (A-16510)
525.620 am (A-16510)
525.630 am (A-16510)
525.640 am (A-16510)
525.650 am (A-16510)
525.660 am (A-16510)
525.670 am (A-16510)
525.700 am (A-16510)
526.10 n (P-2746; O-14117; W-16614)
526.20 n (P-2746; O-14117; W-16614)
526.30 n (P-2746; O-14117; W-16614)
526.40 n (P-2746; O-14117; W-16614)
526.50 n (P-2746; O-14117; W-16614)
526.60 n (P-2746; O-14117; W-16614)
526.70 n (P-2746; O-14117; W-16614)
530.5 r (A-16415)
530.10 am (A-16415)
530.20 am (A-16415)
530.30 n (A-16415)
530.60 n (A-16415)
530.70 # (A-16415)
530.70 am (A-16415)
530.100 am (A-16415)
530.110 am (A-16415)
530.200 # (A-16415)
530.300 am (A-16415)
530.310 r (A-16415)
530.320 am (A-16415)
530.330 am (A-16415)
530.340 am (A-16415)
530.350 am (A-16415)
530.400 am (A-16415)
530.410 am (A-16415)
530.500 am (A-16415)
530.510 am (A-16415)

TITLE 44 (CONT'D)

530.520 am (A-16415)
530.530 am (A-16415)
530.540 n (A-16415)
530.600 am (A-16415)
530.610 am (A-16415)
530.620 am (A-16415)
530.630 am (A-16415)
530.640 am (A-16415)
530.650 am (A-16415)
530.660 am (A-16415)
530.670 am (A-16415)
530.700 am (A-16415)
530.710 am (A-16415)
535.5 r (A-16452)
535.10 am (A-16452)
535.20 am (A-16452)
535.50 n (A-16452)
535.60 n (A-16452)
535.70 # (A-16452)
535.70 am (A-16452)
535.100 am (A-16452)
535.110 am (A-16452)
535.200 # (A-16452)
535.300 am (A-16452)
535.310 r (A-16452)
535.320 am (A-16452)
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535.620 am (A-16452)
535.630 am (A-16452)
535.640 am (A-16452)
535.650 am (A-16452)
535.660 am (A-16452)
535.670 am (A-16452)
535.700 am (A-16452)
535.710 am (A-16452)
540.5 r (A-16561)
540.10 am (A-16561)
540.20 am (A-16561)
540.50 n (A-16561)
540.60 n (A-16561)
540.70 # (A-16561)
540.70 am (A-16561)
540.100 am (A-16561)
540.110 am (A-16561)
540.200 # (A-16561)

TITLE 44 (CONT'D)

540.300 am (A-16561)
540.310 r (A-16561)
540.320 am (A-16561)
540.330 am (A-16561)
540.340 am (A-16561)
540.350 am (A-16561)
540.400 am (A-16561)
540.410 am (A-16561)
540.500 am (A-16561)
540.510 am (A-16561)
540.520 am (A-16561)
540.530 am (A-16561)
540.540 n (A-16561)
540.600 am (A-16561)
540.610 am (A-16561)
540.620 am (A-16561)
540.630 am (A-16561)
540.640 am (A-16561)
540.650 am (A-16561)
540.660 am (A-16561)
540.670 am (A-16561)
540.700 am (A-16561)
540.710 am (A-16561)

TITLE 56

2600.20 am (A-16417)

TITLE 77

710.20 am (A-16488)
710.30 am (A-16488)
710.40 am (A-16488)
710.50 am (A-16488)
710.100 am (A-16488)
710.110 am (A-16488)
710.120 am (A-16488)
710.130 am (A-16488)
710.140 am (A-16488)
710.210 am (A-16488)
710.220 am (A-16488)
710.230 am (A-16488)

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1910.60 am (A-16454)
1910.63 n (A-16454)
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